

ESTTA Tracking number: **ESTTA289955**

Filing date: **06/15/2009**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

Opposer Information

Name	OMS Investments, Inc.
Granted to Date of previous extension	06/14/2009
Address	10250 Constellation Blvd. Los Angeles, CA 90067 UNITED STATES
Correspondence information	Susan E. Hollander, Esq. Attorney for Opposer MANATT, PHELPS & PHILLIPS, LLP 1001 Page Mill Road, Building 2 Palo Alto, CA 94304 UNITED STATES patrademarks@manatt.com Phone:650-812-1300

Applicant Information

Application No	77520947	Publication date	12/16/2008
Opposition Filing Date	06/15/2009	Opposition Period Ends	06/14/2009
Applicant	Hidden Creations 1000 Lincoln Road Suite H #123 Yuba City, CA 95991 UNITED STATES		

Goods/Services Affected by Opposition

Class 001. First Use: 2008/05/01 First Use In Commerce: 2008/05/01
All goods and services in the class are opposed, namely: Food supplements for agricultural products and other plants

Grounds for Opposition

False suggestion of a connection	Trademark Act section 2(a)
Priority and likelihood of confusion	Trademark Act section 2(d)
Dilution	Trademark Act section 43(c)

Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2705327	Application Date	08/22/2001
Registration Date	04/08/2003	Foreign Priority Date	NONE

Word Mark	SHAKE 'N FEED
Design Mark	SHAKE 'N FEED
Description of Mark	NONE
Goods/Services	Class 001. First use: First Use: 2001/12/31 First Use In Commerce: 2001/12/31 SLOW-RELEASE PLANT FOOD

U.S. Application No.	77002750	Application Date	09/19/2006
Registration Date	NONE	Foreign Priority Date	NONE
Word Mark	SHAKE 'N SEED		
Design Mark	SHAKE 'N SEED		
Description of Mark	NONE		
Goods/Services	Class 008. First use: Manually operated seed and fertilizer spreader		

U.S. Registration No.	2792358	Application Date	01/04/2002
Registration Date	12/09/2003	Foreign Priority Date	NONE
Word Mark	SHAKE A LITTLE GROW A LOT		
Design Mark	SHAKE A LITTLE GROW A LOT		
Description of Mark	NONE		
Goods/Services	Class 001. First use: First Use: 2002/01/00 First Use In Commerce: 2002/01/00 SLOW RELEASE PLANT FOOD		

U.S. Registration No.	668868	Application Date	02/28/1958
Registration Date	10/28/1958	Foreign Priority Date	NONE
Word Mark	MIRACLE-GRO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class U010 (International Class 001). First use: First Use: 1951/04/15 First Use In Commerce: 1951/04/15 WATER SOLUBLE PLANT FOOD		

U.S. Registration No.	1378337	Application Date	07/17/1985
Registration Date	01/14/1986	Foreign Priority Date	NONE
Word Mark	EARTHGRO		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 031. First use: First Use: 1981/08/00 First Use In Commerce: 1981/08/00 TOP SOIL AND PEAT HUMUS		

Attachments	76303985#TMSN.gif (1 page)(bytes) 77002750#TMSN.jpeg (1 page)(bytes) 76355609#TMSN.gif (1 page)(bytes) 06.15.2009 - OMS v Hidden Creations - 77520947 Notice of OPP.pdf (12 pages)(361914 bytes) 06.15.2009 - OMS v Hidden Creations - 77520947 Exh A-C.pdf (18 pages)(344022 bytes) 06.15.2009 - OMS v Hidden Creations - 77520947 Exh D.pdf (98 pages)(2438238 bytes) 06.15.2009 - OMS v Hidden Creations - 77520947 Exh E.pdf (36 pages)(872953 bytes)
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Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by Overnight Courier on this date.

Signature	/Christine M. Klenk/
Name	Christine M. Klenk, Esq.
Date	06/15/2009

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Application Serial No. 77/520,947
Published in the *Official Gazette* on December 16, 2008
Mark: SHAKE-N-GROW

OMS Investments, Inc.,)	
)	
Opposer,)	Opposition No. _____
)	
v.)	
)	
Hidden Creations,)	
)	
Applicant.)	
_____)	

NOTICE OF OPPOSITION

OMS Investments, Inc., a corporation organized and existing under the laws of Delaware, with an office at 10250 Constellation Boulevard, Suite 2800, Los Angeles, California 90067 ("Opposer"), believes it will be damaged by registration of the SHAKE-N-GROW mark shown in Application Serial No. 77/520,947, and hereby opposes its registration pursuant to 15 U.S.C. §§ 1051 *et seq.*, including specifically 15 U.S.C. § 1063.

This Notice of Opposition has been timely filed. As grounds for its opposition, Opposer alleges as follows:

1. Upon information and belief, applicant Hidden Creations, is a California sole proprietorship, with a mailing address of 1000 Lincoln Road, Suite H, No. 123 Yuba City, California 95991 ("Applicant").

2. As evidenced in Application Serial No. 77/520,947, Applicant seeks to register the mark SHAKE-N-GROW for “food supplements for agricultural products and other plants” in International Class 1.

3. Since at least as early as 2001, Opposer has been using in commerce in the United States the distinctive and famous mark SHAKE ‘N FEED in connection with lawn and garden goods, namely, plant food, and owns the following federal trademark registrations for the SHAKE ‘N FEED mark:

Mark	Reg. No. / App. No.	Goods/Services
SHAKE ‘N FEED	2,705,327	Class 1: Slow release plant food.
SHAKE ‘N FEED	3,254,549	Class 8: Manually operated fertilizer and plant food spreader.

True and correct copies of the electronic records for these registrations printed from the United States Patent and Trademark Office’s (“USPTO’s”) online database are attached hereto as Exhibit A. Each of the registrations noted above were issued on the Principal Register and are presently in full force and effect. Notably, Registration No. 2,705,327 is incontestable.

4. In addition, Opposer owns two pending federal trademark applications for the mark SHAKE ‘N SEED, with filing dates of September 19, 2006:

Mark	Reg. No. / App. No.	Goods/Services
SHAKE ‘N SEED	77/002750	Class 8: Manually operated seed and fertilizer spreader.
SHAKE ‘N SEED	77/002759	Class 31: Grass seed and bird seed.

True and correct copies of the electronic records for these applications printed from the USPTO's online database are attached hereto as Exhibit B.

5. Opposer also owns a federal trademark registration for an additional "SHAKE" formative mark, containing the word component "GRO":

Mark	Reg. No. / App. No.	Goods/Services
SHAKE A LITTLE GROW A LOT	2,792,358	Class 1: Slow release plant food.

A true and correct copy of the electronic record for this registration printed from the USPTO's online database is attached hereto as Exhibit C. The SHAKE A LITTLE GROW A LOT mark is distinctive and famous (the SHAKE 'N FEED, SHAKE 'N SEED, SHAKE A LITTLE GROW A LOT marks are hereinafter referred to as the "SHAKE 'N FEED Marks").

6. Moreover, Opposer, through its predecessors in interest and affiliates, has used in commerce the famous and distinctive MIRACLE-GRO mark since at least as early as 1951 in connection with plant food. Over the years, the mark has been used in connection with a wide range of lawn and garden services and goods. Opposer owns numerous federal trademark registrations and applications incorporating the famous and distinctive MIRACLE-GRO mark as reflected in the following representative registrations and application (the "MIRACLE-GRO Marks"):

Mark	Reg. No. / App. No.	Goods/Services
MIRACLE-GRO	0668868	Class 1: Water soluble plant food.
MIRACLE-GRO	1223038	Class 1: Fertilizer in the form of spikes for trees and shrubs.
MIRACLE-GRO	2235973	Class 31: Flower, vegetable and plant seeds for domestic and agricultural purposes.

Mark	Reg. No. / App. No.	Goods/Services
MIRACLE-GRO SELECT PLANTS	2525828	Class 31: Live plants.
MIRACLE-GRO POUR & FEED	2601682	Class 1: Fertilizer for home and garden use.
MIRACLE-GRO GARDEN WEED PREVENTER & PLANT FOOD	2618698	Class 1: Fertilizers for domestic use. Class 5: Herbicides for domestic use.
MIRACLE-GRO GARDEN WEED PREVENTER	2618699	Class 1: Fertilizers for domestic use. Class 5: Herbicides for domestic use.
MIRACLE-GRO SELECT PLANTS & Design	2723181	Class 31: Live plants and containers therefore.
MIRACLE-GRO PROFESSIONAL TREE & SHRUB CARE & Design	2758533	Class 44: Lawn, tree and shrub care, landscape gardening services and consulting services in the field of lawn, tree and shrub care and landscape gardening.
MIRACLE-GRO FAST ROOT	2787356	Class 1: Root stimulating hormone that converts plant cells to stem cells.
MIRACLE-GRO TREE & SHRUB CARE	2809982	Class 44: Lawn, tree and shrub care, landscape gardening services and consulting services in the field of lawn, tree and shrub care and landscape gardening.
MIRACLE-GRO SELECT PLANTS & Design	2816031	Class 21: Containers not of metal for use with plants and for commercial use. Class 31: Live plants.
MIRACLE-GRO & Design	2820953	Class 1: Fertilizers for domestic use; plant food; garden soil; potting mix; seed starter mix for domestic use; root stimulating hormone that converts plant cells to stem cells. Class 5: Herbicides for domestic use. Class 21: Garden feeders, namely containers designed to hold plant food and are used to feed and water plants. Class 31: Sphagnum peat moss.
MIRACLE-GRO & Design	2822655	Class 1: Fertilizers for domestic use; plant food; garden soil; potting mix; seed starter mix for domestic use; root stimulating hormone that converts plant cells to stem cells. Class 5: Herbicides for domestic use. Class 21: Garden feeders, namely containers designed to hold plant food and are used to feed and water plants. Class 31: Sphagnum peat moss.
MIRACLE-GRO	2856922	Class 21: Flower pots and planters.
MIRACLE-GRO & Design	2856923	Class 21: Flower pots and planters.
MIRACLE-GRO & Design	2856924	Class 21: Watering cans. Class 31: Flower, vegetable and plant seeds.

Mark	Reg. No. / App. No.	Goods/Services
HAVE YOU USED MIRACLE-GRO LATELY?	2870768	Class 1: Lawn and garden fertilizer for domestic use; plant food; fertilizer in the form of spikes for houseplants, outdoor plants, trees, and shrubbery for domestic use; peat fertilizer; composts; humus; loam; manure; potting soil, soil conditioners, soil amendments, growing media for plants, all for domestic use. Class 16: Brochures about subjects of lawn care and landscape gardening and the use of products relating to lawn care and landscape gardening, including fertilizers, herbicides, fungicides, insecticides, grass seed, flower seeds, garden seeds, plant food, potting soil, soil conditioners and amendments, ground cover, and lawn and garden equipment and advices and information related to flowers and their care.
MIRACLE-GRO SELECT PLANTS & Design	2900658	Class 31: Living house plants.
MIRACLE-GRO SELECT PLANTS	77/421528	Class 31: Live plants.
MIRACLE-GRO & Design	2906855	Class 31: Live plants.
MIRACLE-GRO & Design	2906856	Class 31: Live plants.
MIRACLE-GRO MOISTURE CONTROL POTTING MIX CONTAINS AQUACOIR & Design	2935663	Class 1: Potting soil, growing media for plants.
MIRACLE-GRO & Design	2996098	Class 9: Protective work gloves. Class 21: Gardening gloves and gardening gloves for handling chemicals.
MIRACLE-GRO	3074660	Class 9: Protective work gloves. Class 21: Gardening gloves and gardening gloves for handling chemicals.
MIRACLE-GRO GARDEN SOIL ROSES BONE MEAL ADDED TO GROW BIG, BEAUTIFUL BLOOMS! (PACKAGE) (COLOR)	3156217	Class 1: Garden soil, planting soil, soil containing additives, chemical soil conditioners, soil conditioners for agricultural, domestic or horticultural use and fertilizers for soil and potting soil.
MIRACLE-GRO ORGANIC CHOICE & Design	3180531	Class 1: Fertilizers for domestic use, potting soil, blood meal, and bone meal.
MIRACLE-GRO GARDEN SOIL TREES & SHRUBS (PACKAGE) (COLOR)	3182529	Class 1: Garden soil, planting soil, soil containing additives, soil conditioners for agricultural, domestic or horticultural use and fertilizers for soil and potting soil.
MIRACLE-GRO GARDEN SOIL FLOWERS & VEGETABLES & Design	3190987	Class 1: Garden soil, planting soil, soil containing additives, soil conditioners for agricultural, domestic or horticultural use and fertilizers for soil and potting soil.
MIRACLE-GRO & Design	3233837	Class 1: Charcoal for horticultural purposes and for use as a soil conditioner; perlite for horticultural purposes and for use as a soil conditioner.

Mark	Reg. No. / App. No.	Goods/Services
MIRACLE-GRO	77/215022	Class 7: Composter machines and components thereof for recycling solid waste

True and correct copies of the electronic records for these registrations and application printed from the USPTO's online database are attached hereto as Exhibit D. Each of the registrations noted above were issued on the Principal Register and are presently in full force and effect. Notably, Registration Nos. 0668868, 1223038, and 2235973 are incontestable.

7. Further, Scotts owns numerous additional trademark applications and registrations containing the GRO suffix or component, including GARDEN-GRO, PRO GRO, and SLO-GRO ("GRO Component Marks"), all as reflected below:

Mark	Reg. No. / App. No.	Goods/Services
EARTHGRO	1378337	Class 31: Top soil and peat humus.
EARTHGRO	1378721	Class 1: Cow manure, composted cow manure, dehydrated cow manure, potting soil.
EARTHGRO THE NATURAL CHOICE & Design	1723116	Class 1: Natural organic and mineral fertilizer for lawn and garden use, agricultural use and commercial use; cow manure, composted cow manure, dehydrated cow manure, potting soil and humus.
EARTHGRO THE NATURAL CHOICE & Design	1726060	Class 31: Top soil.
GARDEN GRO	76/653762	Class 1: Fertilizers.
GARDEN-GRO	3498947	Class 31: Mulch.
ITS GRO TIME	77/341556	Class 1: Fertilizers for domestic, agricultural and horticultural use; soil amendments, soil conditioners, and soil improving agents for domestic, agricultural and horticultural use; plant food; potting soil; planting soil; growing media for plants; humus; manure; peat; compost; and loam.
ITS GRO TIME	77/341562	Class 31: Grass seed; grass products, namely, grass sod and grass plugs; top soil; mulch; raw bark; peat moss; combination of grass seed, fertilizer and mulch for the purpose of lawn repair; soil containing fertilizer; live plants.

Mark	Reg. No. / App. No.	Goods/Services
ITS GRO TIME	3552933	Class 44: Providing advice and information on the subjects of gardening and lawn care and the use of products relating to gardening and lawn care, namely, plant foods, fertilizers . . . via the internet; providing in-store consulting services on the subjects of gardening and lawn care and the use of related products, namely, plant foods, fertilizers . . . and shrub care services; landscape gardening services; consulting services in the field of lawn, tree, and shrub care and landscape gardening.
LET YOURSELF GRO	78/795657	Class 1: Lawn and garden fertilizer, plant food, fertilizer in the form of spikes for houseplants, outdoor plants, trees and shrubbery; peat, compost, humus, loam and manure; potting soil, soil conditioners, soil amendments and growing media for plants all for domestic use. Class 5: Herbicides for domestic use. Class 21: Fertilizer mixers and sprayers attached to garden hoses. Class 31: Flower, vegetable, plant and grass seed; live plants. Class 44: Providing information via the Internet on lawn care and landscape gardening, including how to use and apply fertilizers, herbicides, fungicides, insecticides, grass seed, flower seed, garden seeds, plant food, potting soil, soil conditioners and amendments and ground cover; providing information via the Internet on the use of equipment for the lawn and garden; providing advice and information via the Internet on flowers and their care.
PRO GRO	77/406779	Class 1: Fertilizers for domestic, agricultural and horticultural use; soil amendments, soil conditioners, and soil improving agents for domestic, agricultural and horticultural use; plant food; potting soil; planting soil; growing media for plants; humus; manure; peat; compost; and loam.
SLO-GRO	77/727569	Class 31: Grass seed.

True and correct copies of the electronic records for these registrations printed from the USPTO's online database are attached hereto as Exhibit E (the MIRACLE-GRO Marks and GRO Component Marks are hereinafter collectively referred to as the "GRO Marks"). Notably, Registration Nos. 1378337, 1378721, 1403361, 1723116, and 1726060, are incontestable.

8. The distinctiveness of the SHAKE 'N FEED Marks and the GRO Marks is buttressed by their widespread secondary meaning in the marketplace. Opposer has

expended and continues to expend substantial time, money and effort in advertising and promoting the SHAKE 'N FEED Marks and the GRO Marks to identify itself as the source of its goods and services, such as in newspapers, magazines, sponsorships, and through nationally broadcast television and radio commercials.

9. In addition, the SHAKE 'N FEED Marks and the GRO Marks and products have been prominently featured on Opposer's popular website *www.scotts.com*, among others. Over the years, the SHAKE 'N FEED Marks and the GRO Marks and the products associated with those marks have received a significant amount of unsolicited press and have been the subject of numerous articles in major publications. In addition, the strength of the SHAKE 'N FEED Marks and the GRO Marks is enhanced by Opposer's vigilant and successful policing efforts of these marks.

10. As a result of Opposer's efforts, the SHAKE 'N FEED Marks and the GRO Marks have become assets of substantial value and symbols of Opposer's good will. Today, these marks are some of the most recognizable and valuable brands in the lawn and garden and horticulture industry. Moreover, due to the national, and indeed, worldwide consumer recognition of Opposer's GRO Marks, consumers have come to recognize the suffix "GRO" as also symbolizing the goodwill inherent in the GRO Marks, and further, associate the "GRO" element solely with Opposer and its line of high quality products.

11. No issue of priority exists with respect to Opposer's first use of one or more of its SHAKE 'N FEED Marks and the GRO Marks, as set forth above, and Applicant's SHAKE-N-GROW mark. Opposer has used, promoted and advertised its goods, specifically plant food, under one or more of its SHAKE 'N FEED Marks in

commerce for over 7 years, since at least as early as 2001. In addition, Opposer has used, promoted and advertised its goods, specifically plant food, under one or more of its GRO Marks in commerce for over 50 years, since at least as early as 1951.

12. Conversely, Applicant does not claim to have used its mark in commerce or otherwise until July 17, 2008, and it did not file its application for registration of the SHAKE-N-GROW mark until July 29, 2008. Accordingly, Opposer has priority over Applicant with respect to the SHAKE 'N FEED Marks and the GRO Marks.

13. Applicant's proposed mark is confusingly similar to Opposer's SHAKE 'N FEED Marks and the GRO Marks because it is similar in appearance, sound, meaning and commercial impression, pursuant to 15 U.S.C. § 1052(d). Among other things, Applicant's SHAKE-N-GROW mark is similar to Opposer's SHAKE 'N FEED and SHAKE 'N SEED marks in sight, sound and meaning. Moreover, because Applicant's mark combines the "SHAKE-N" component at the beginning of the mark with the "GROW" component as a suffix, Applicant's proposed mark appears to be a combination of Opposer's SHAKE 'N FEED and GRO Marks.

14. The likelihood of confusion between Applicant's proposed mark and Opposer's SHAKE 'N FEED Marks and the GRO Marks is further exacerbated because the goods sold under Applicant's proposed mark, namely food supplements for agricultural products and other plants, are identical or closely related to the products sold under Opposer's "GRO" Marks such that consumers may believe, incorrectly, that SHAKE-N-GROW is an extension of Opposer's family of SHAKE 'N FEED Marks and the GRO Marks.

15. Given the goodwill and public recognition arising from the association of the SHAKE 'N FEED Marks and the GRO Marks with Opposer, consumers are likely to believe that Opposer has licensed, approved or otherwise authorized Applicant's use of the SHAKE-N-GROW mark when it has not.

16. The maturation of Applicant's application into registration will cause a likelihood of confusion, mistake or deception with respect to the source or origin of Applicant's goods. Consumers will erroneously believe that Applicant's goods are produced by or associated with Opposer.

17. Applicant's use and registration of the proposed mark will also cause dilution by tarnishment and dilution by blurring of Opposer's famous SHAKE 'N FEED Marks and the GRO Marks, whose fame was established well before Applicant's first use of its proposed mark, as prohibited by 15 U.S.C. § 1125(c).

18. Pursuant to 15 U.S.C. § 1063(a), Opposer will be damaged by registration of Applicant's proposed mark, which would grant Applicant a *prima facie* exclusive right to use the proposed mark despite Opposer's priority over Applicant and the likelihood of confusion, dilution and injury to goodwill that will be caused by Applicant's mark.

19. In summary, registration of the proposed mark would be incorrect and improper in view of the requirements of the Trademark Act of 1946, as amended, including specifically but not limited to the provisions of 15 U.S.C. §§ 1051, *et seq.*

WHEREFORE, Opposer prays that this Opposition be sustained, and that registration to Applicant for SHAKE-N-GROW in Application Serial No. 77/520,947 for the goods identified in International Class 1 be denied.

Opposer submits this Notice of Opposition via the e-filing procedure of the Trademark Trial and Appeal Board, and hereby advises the Board that it may debit the Deposit Account No. 50-1847 of Manatt, Phelps & Phillips LLP for the appropriate filing fee of \$300.00. Please direct all notices, pleadings and correspondence in this matter to the undersigned counsel for Opposer OMS Investments, Inc.

DATED: June 15, 2009

Respectfully submitted,

By: Christine M. Klenk, ~~PH~~

Susan E. Hollander, Esq.

Christine M. Klenk, Esq.

Manatt Phelps & Phillips, LLP

1001 Page Mill Road, Bldg. 2

Palo Alto, CA 94304

(650) 812-1 300

(650) 213-0260 (Fax)

Attorneys for Opposer

OMS Investments, Inc.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **NOTICE OF OPPOSITION** has been properly served upon the Correspondent of Record for Applicant, via Federal Express, postage prepaid, on this 15th day of June, 2009.

Hidden Creations
1000 Lincoln Road Suite H #123
Yuba City, CA 95991

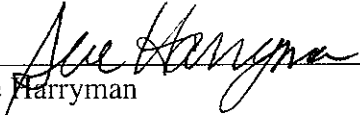

Sue Harryman

EXHIBIT A

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:07:08 ET

Serial Number: 76303985 Assignment Information Trademark Document Retrieval

Registration Number: 2705327

Mark (words only): SHAKE 'N FEED

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2009-03-30

Filing Date: 2001-08-22

Transformed into a National Application: No

Registration Date: 2003-04-08

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2009-03-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd.
Los Angeles, CA 900676228
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

SLOW-RELEASE PLANT FOOD

Basis: 1(a)

First Use Date: 2001-12-31

First Use in Commerce Date: 2001-12-31

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-03-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2009-03-13 - Assigned To Paralegal

2009-03-11 - TEAS Section 8 & 15 Received

2008-05-13 - Case File In TICRS

2003-04-08 - Registered - Principal Register

2003-02-11 - Allowed for Registration - Principal Register (SOU accepted)

2003-02-06 - Assigned To Examiner

2003-02-04 - Statement of use processing complete

2002-04-12 - Amendment to Use filed

2003-02-04 - Reinstated

2003-01-20 - Abandonment - No use statement filed

2002-02-19 - Noa Mailed - SOU Required From Applicant

2001-11-27 - Published for opposition

2001-11-07 - Notice of publication

2001-09-28 - Approved for Pub - Principal Register (Initial exam)

2001-09-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Aimee A. Zaleski

Correspondent

Aimee A. Zaleski

The Scotts Company LLC

14111 Scottslawn Road

Marysville OH 43041

Phone Number: 937-644-7667

Fax Number: 937-644-7568

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:07:58 ET

Serial Number: 77002731 Assignment Information Trademark Document Retrieval

Registration Number: 3254549

Mark

SHAKE 'N FEED

(words only): SHAKE 'N FEED

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2007-06-26

Filing Date: 2006-09-19

Transformed into a National Application: No

Registration Date: 2007-06-26

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-06-26

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 008

Class Status: Active

Manually operated fertilizer and plant food spreader

Basis: 1(a)

First Use Date: 2001-12-31

First Use in Commerce Date: 2001-12-31

ADDITIONAL INFORMATION

Prior Registration Number(s):

2705327

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-26 - Registered - Principal Register

2007-04-10 - Published for opposition

2007-03-21 - Notice of publication

2007-02-22 - Law Office Publication Review Completed

2007-02-22 - Assigned To LIE

2007-01-18 - Approved for Pub - Principal Register (Initial exam)

2007-01-12 - Assigned To Examiner

2006-09-23 - Notice Of Pseudo Mark Mailed

2006-09-22 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander

Correspondent

SUSAN E. HOLLANDER

MANATT, PHELPS & PHILLIPS, LLP
1001 PAGE MILL RD BLDG 2
PALO ALTO, CA 94304-1007

EXHIBIT B

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:08:28 ET

Serial Number: 77002750 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

SHAKE 'N SEED

(words only): SHAKE 'N SEED

Standard Character claim: Yes

Current Status: Further action on the application has been suspended.

Date of Status: 2009-02-12

Filing Date: 2006-09-19

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 114

Attorney Assigned:
CORDOVA RAUL

Current Location: M50 -TMO Law Office 114

Date In Location: 2009-02-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:
OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 008**Class Status:** Active

Manually operated seed and fertilizer spreader

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

2705327

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-12 - Report Completed Suspension Check Case Still Suspended

2008-08-12 - Report Completed Suspension Check Case Still Suspended

2008-02-06 - Report Completed Suspension Check Case Still Suspended

2007-08-03 - Report Completed Suspension Check Case Still Suspended

2007-08-03 - Assigned To LIE

2007-02-02 - TEAS Change Of Correspondence Received

2007-01-19 - Letter of suspension mailed

2007-01-18 - Suspension Letter Written

2007-01-12 - Assigned To Examiner

2006-09-23 - Notice Of Pseudo Mark Mailed

2006-09-22 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander

Correspondent

Susan E. Hollander, Esq., Paul E. Thomas
MANATT, PHELPS & PHILLIPS, LLP
1001 Page Mill Road, Building 2
Palo Alto CA 94304
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:08:37 ET

Serial Number: 77002759 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

SHAKE 'N SEED

(words only): SHAKE 'N SEED

Standard Character claim: Yes

Current Status: Further action on the application has been suspended.

Date of Status: 2009-02-09

Filing Date: 2006-09-19

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 114

Attorney Assigned:
CORDOVA RAUL

Current Location: M50 -TMO Law Office 114

Date In Location: 2009-02-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:
OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

<http://tarr.uspto.gov/tarr?regser=serial&entry=77002759&action=Request+Status>

06/15/2009

GOODS AND/OR SERVICES

International Class: 031**Class Status:** Active

Grass seed and bird seed

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Prior Registration Number(s):

2705327

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-02-09 - Report Completed Suspension Check Case Still Suspended

2009-02-07 - Assigned To LIE

2008-08-06 - Report Completed Suspension Check Case Still Suspended

2008-02-06 - Report Completed Suspension Check Case Still Suspended

2007-08-03 - Report Completed Suspension Check Case Still Suspended

2007-08-03 - Assigned To LIE

2007-02-02 - TEAS Change Of Correspondence Received

2007-01-19 - Letter of suspension mailed

2007-01-18 - Suspension Letter Written

2007-01-12 - Assigned To Examiner

2006-09-23 - Notice Of Pseudo Mark Mailed

2006-09-22 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Latest Status Info

Attorney of Record

Susan E. Hollander

Correspondent

Susan E. Hollander, Esq., Paul E. Thomas

MANATT, PHELPS & PHILLIPS, LLP

1001 Page Mill Road, Building 2

Palo Alto CA 94304

Phone Number: 650-812-1300

Fax Number: 650-213-0260

EXHIBIT C

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:09:14 ET

Serial Number: 76355609 Assignment Information Trademark Document Retrieval

Registration Number: 2792358

Mark (words only): SHAKE A LITTLE GROW A LOT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-12-09

Filing Date: 2002-01-04

Transformed into a National Application: No

Registration Date: 2003-12-09

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-12-23

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
1105 North Market Street
Wilmington, DE 19801
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

SLOW RELEASE PLANT FOOD

Basis: 1(a)

First Use Date: 2002-01-00

First Use in Commerce Date: 2002-01-00

<http://tarr.uspto.gov/tarr?regser=registration&entry=2792358&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2003-12-09 - Registered - Principal Register

2003-10-16 - Allowed for Registration - Principal Register (SOU accepted)

2003-10-09 - Assigned To Examiner

2003-10-08 - Case File In TICRS

2003-10-08 - Case File In TICRS

2003-09-25 - Statement of use processing complete

2003-08-28 - Amendment to Use filed

2003-09-02 - PAPER RECEIVED

2002-12-23 - Extension 1 granted

2002-11-04 - Extension 1 filed

2002-11-04 - PAPER RECEIVED

2002-09-17 - Noa Mailed - SOU Required From Applicant

2002-06-25 - Published for opposition

2002-06-05 - Notice of publication

2002-04-04 - Approved for Pub - Principal Register (Initial exam)

2002-03-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
Melville Owen, Esq.

Correspondent

MELVILLE OWEN, ESQ.

OWEN, WICKERSHAM & ERICKSON, P.C.

455 MARKET STREET, SUITE 1910

SAN FRANCISCO, CA 94105

Phone Number: (415) 882-3200

EXHIBIT D

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:21:14 ET

Serial Number: 72046856 Assignment Information Trademark Document Retrieval

Registration Number: 668868

Mark (words only): MIRACLE-GRO

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2008-07-23

Filing Date: 1958-02-28

Transformed into a National Application: No

Registration Date: 1958-10-28

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2009-01-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. SCOTTS MIRACLE-GRO PRODUCTS, INC.

Address:

SCOTTS MIRACLE-GRO PRODUCTS, INC.
800 PORT WASHINGTON BLVD.
PORT WASHINGTON, NY 11050
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Ohio

GOODS AND/OR SERVICES

U.S. Class: 010 (International Class 001)

Class Status: Active

WATER SOLUBLE PLANT FOOD

Basis: 1(a)

First Use Date: 1951-04-15

First Use in Commerce Date: 1951-04-15

<http://tarr.uspto.gov/tarr?regser=registration&entry=0668868&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-01-16 - Case File In TICSRS

2008-07-23 - Third renewal 10 year

2008-07-23 - Section 8 (10-year) accepted/ Section 9 granted

2008-07-22 - Assigned To Paralegal

2008-07-10 - TEAS Section 8 & 9 Received

1999-01-25 - Second renewal 10 year

1998-10-28 - Section 9 filed/check record for Section 8

1978-10-28 - First renewal

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Aimee A. Zaleski

Correspondent

Aimee A. Zaleski

The Scotts Company LLC

14111 Scottslawn Road

Marysville OH 43041

Phone Number: 937-644-7667

Fax Number: 937-644-7568

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:21:52 ET

Serial Number: 73283281 Assignment Information Trademark Document Retrieval

Registration Number: 1223038

Mark (words only): MIRACLE-GRO

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-03-22

Filing Date: 1980-10-24

Transformed into a National Application: No

Registration Date: 1983-01-11

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-04-11

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
100 WILSHIRE BLVD., SUITE 1230
SANTA MONICA, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizer in the Form of Spikes for Trees and Shrubs

Basis: 1(a)

First Use Date: 1980-10-01

First Use in Commerce Date: 1980-10-01

<http://tarr.uspto.gov/tarr?regser=registration&entry=1223038&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

Prior Registration Number(s):

1141943

6688680

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-04-11 - Case File In TICS

2003-03-22 - First renewal 10 year

2003-03-22 - Section 8 (10-year) accepted/ Section 9 granted

2003-01-06 - Combined Section 8 (10-year)/Section 9 filed

2003-01-06 - PAPER RECEIVED

1989-05-22 - Section 8 (6-year) accepted & Section 15 acknowledged

1989-05-12 - Response received for Post Registration action

1989-04-18 - Post Registration action mailed Section 8 & 15

1988-12-30 - Section 8 (6-year) and Section 15 Filed

1983-01-11 - Registered - Principal Register

1982-10-19 - Published for opposition

1982-09-07 - Notice of publication

1982-01-05 - Non-final action mailed

1981-09-16 - Assigned To Examiner

1981-03-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE E. ABELMAN

Correspondent

LAWRENCE E. ABELMAN
ABELMAN FRAYNE & SCHWAB
150 EAST 42ND STREET
NEW YORK, NY 10017-5612

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:22:15 ET

Serial Number: 74596862 Assignment Information Trademark Document Retrieval

Registration Number: 2235973

Mark (words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2004-05-14

Filing Date: 1994-11-09

Transformed into a National Application: No

Registration Date: 1999-03-30

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-07-19

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
10250 CONSTELLATION BOULEVARD, SUITE 2800
LOS ANGELES, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

flower, vegetable and plant seeds for domestic and agricultural purposes

Basis: 1(a)

First Use Date: 1998-01-00

First Use in Commerce Date: 1998-01-00

<http://tarr.uspto.gov/tarr?regser=registration&entry=2235973&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

Prior Registration Number(s):

668860
1223038

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-19 - Case File In TICRS

2004-05-14 - Section 8 (6-year) accepted & Section 15 acknowledged

2004-04-12 - Section 8 (6-year) and Section 15 Filed

2004-04-12 - TEAS Section 8 & 15 Received

1999-03-30 - Registered - Principal Register

1999-01-28 - Allowed for Registration - Principal Register (SOU accepted)

1999-01-07 - Assigned To Examiner

1998-12-29 - Statement of use processing complete

1998-11-28 - Amendment to Use filed

1998-05-21 - Extension 5 granted

1998-04-27 - Extension 5 filed

1997-11-04 - Extension 4 granted

1997-10-07 - Extension 4 filed

1997-06-03 - Extension 3 granted

1997-05-13 - Extension 3 filed

1996-12-17 - Extension 2 granted

1996-10-31 - Extension 2 filed

1996-08-01 - Extension 1 granted

Latest Status Info

1996-04-26 - Extension 1 filed

1995-11-28 - Noa Mailed - SOU Required From Applicant

1995-09-05 - Published for opposition

1995-08-04 - Notice of publication

1995-06-19 - Approved for Pub - Principal Register (Initial exam)

1995-06-15 - Examiner's amendment mailed

1995-05-03 - Assigned To Examiner

1995-04-24 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

Lawrence E. Abelman
ABELMAN FRAYNE & SCHWAB
150 E 42ND ST
NEW YORK NY 10017

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:22:44 ET

Serial Number: 75821264 Assignment Information Trademark Document Retrieval

Registration Number: 2525828

Mark (words only): MIRACLE-GRO SELECT PLANTS

Standard Character claim: No

Current Status: Registration canceled under Section 8.

Date of Status: 2008-10-04

Filing Date: 1999-10-13

Transformed into a National Application: No

Registration Date: 2002-01-01

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-04-25

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
1105 North Market Street
Wilmington, DE 19899
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Section 8 - Cancelled

Live plants

Basis: 1(a)

First Use Date: 1999-04-30

First Use in Commerce Date: 1999-04-30

<http://tarr.uspto.gov/tarr?regser=registration&entry=2525828&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

Disclaimer: "SELECT PLANTS"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-04 - Canceled Section 8 (6-year)

2007-04-25 - Case File In TICRS

2002-01-01 - Registered - Principal Register

2001-08-30 - Allowed for Registration - Principal Register (SOU accepted)

2001-08-17 - Assigned To Examiner

2001-08-10 - Statement of use processing complete

2001-07-26 - Amendment to Use filed

2001-02-06 - Noa Mailed - SOU Required From Applicant

2000-11-14 - Published for opposition

2000-10-13 - Notice of publication

2000-08-09 - Approved for Pub - Principal Register (Initial exam)

2000-06-19 - Communication received from applicant

2000-04-11 - Non-final action mailed

2000-03-28 - Assigned To Examiner

2000-02-22 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E ABELMAN

ABELMAN FRAYNE & SCHWAB
150 EAST 42ND STREET
NEW YORK NEW YORK 10017-5612

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:23:10 ET

Serial Number: 75751306 Assignment Information Trademark Document Retrieval

Registration Number: 2601682

Mark (words only): MIRACLE-GRO POUR & FEED

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-08-04

Filing Date: 1999-06-29

Transformed into a National Application: No

Registration Date: 2002-07-30

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-08-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
Suite 2800 10250 Constellation Boulevard
Los Angeles, CA 900676228
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

fertilizer for home and garden use

Basis: 1(a)

First Use Date: 2002-03-04

First Use in Commerce Date: 2002-03-04

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-08-04 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-07-09 - Assigned To Paralegal

2008-06-30 - TEAS Section 8 & 15 Received

2007-12-20 - Case File In TICRS

2006-02-10 - TEAS Change Of Correspondence Received

2006-02-03 - TEAS Change Of Correspondence Received

2002-07-30 - Registered - Principal Register

2002-04-22 - Allowed for Registration - Principal Register (SOU accepted)

2002-04-17 - Assigned To Examiner

2002-04-15 - Statement of use processing complete

2002-03-20 - Amendment to Use filed

2002-03-25 - PAPER RECEIVED

2002-01-31 - Extension 2 granted

2002-01-10 - Extension 2 filed

2001-09-25 - Extension 1 granted

2001-09-10 - Extension 1 filed

2001-07-10 - Noa Mailed - SOU Required From Applicant

2001-04-17 - Published for opposition

2001-04-04 - Notice of publication

Latest Status Info

2000-12-21 - Approved for Pub - Principal Register (Initial exam)

2000-04-12 - Communication received from applicant

2000-01-10 - Letter of suspension mailed

1999-12-06 - Assigned To Examiner

1999-10-21 - Assigned To Examiner

1999-10-21 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Aimee A. Zaleski

Correspondent

Aimee A. Zaleski

The Scotts Company LLC

14111 Scottslawn Road

Marysville OH 43041

Phone Number: 937-644-7667

Fax Number: 937-644-7568

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:23:32 ET

Serial Number: 76027637 Assignment Information Trademark Document Retrieval

Registration Number: 2618698

Mark (words only): MIRACLE-GRO GARDEN WEED PREVENTER & PLANT FOOD

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-09-30

Filing Date: 2000-04-14

Transformed into a National Application: No

Registration Date: 2002-09-10

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-09-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Boulevard Suite 2800
Los Angeles, CA 900676228
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizers for domestic use

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

International Class: 005
Class Status: Active
Herbicides for domestic use
Basis: 1(a)
First Use Date: 2001-03-01
First Use in Commerce Date: 2001-03-01

ADDITIONAL INFORMATION

Disclaimer: "GARDEN WEED PREVENTER & PLANT FOOD"

Prior Registration Number(s):

1842586

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-09-23 - Assigned To Paralegal

2008-09-18 - TEAS Section 8 & 15 Received

2007-10-04 - Case File In TIGRS

2002-09-10 - Registered - Principal Register

2002-06-12 - Allowed for Registration - Principal Register (SOU accepted)

2002-06-10 - Statement of use processing complete

2002-05-29 - Amendment to Use filed

2001-12-11 - Noa Mailed - SOU Required From Applicant

2001-09-18 - Published for opposition

2001-08-29 - Notice of publication

2001-05-03 - Approved for Pub - Principal Register (Initial exam)

2001-03-01 - Communication received from applicant

2001-03-01 - Communication received from applicant

2000-09-22 - Non-final action mailed

2000-09-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Aimee A. Zaleski

Correspondent

Aimee A. Zaleski

The Scotts Company LLC

14111 Scottslawn Road

Marysville OH 43041

Phone Number: 937-644-7667

Fax Number: 937-644-7568

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:23:52 ET

Serial Number: 76027638 Assignment Information Trademark Document Retrieval

Registration Number: 2618699

Mark (words only): MIRACLE-GRO GARDEN WEED PREVENTER

Standard Character claim: No

Current Status: Section 8 and 15 affidavits have been accepted and acknowledged.

Date of Status: 2008-09-30

Filing Date: 2000-04-14

Transformed into a National Application: No

Registration Date: 2002-09-10

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 830 -Post Registration

Date In Location: 2008-09-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Boulevard Suite 2800
Los Angeles, CA 900676228
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizers for domestic use

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

<http://tarr.uspto.gov/tarr?regser=registration&entry=2618699&action=Request+Status>

06/15/2009

International Class: 005

Class Status: Active

Herbicides for domestic use

Basis: 1(a)

First Use Date: 2001-03-01

First Use in Commerce Date: 2001-03-01

ADDITIONAL INFORMATION

Disclaimer: "GARDEN WEED PREVENTER"

Prior Registration Number(s):

1842586

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-30 - Section 8 (6-year) accepted & Section 15 acknowledged

2008-09-23 - Assigned To Paralegal

2008-09-18 - TEAS Section 8 & 15 Received

2007-10-04 - Case File In TICRS

2002-09-10 - Registered - Principal Register

2002-06-12 - Allowed for Registration - Principal Register (SOU accepted)

2002-06-10 - Statement of use processing complete

2002-05-29 - Amendment to Use filed

2001-12-11 - Noa Mailed - SOU Required From Applicant

2001-09-18 - Published for opposition

2001-08-29 - Notice of publication

2001-05-03 - Approved for Pub - Principal Register (Initial exam)

2001-03-01 - Communication received from applicant

2000-09-22 - Non-final action mailed

2000-09-18 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Aimee A. Zaleski

Correspondent

Aimee A. Zaleski

The Scotts Company LLC

14111 Scottslawn Road

Marysville OH 43041

Phone Number: 937-644-7667

Fax Number: 937-644-7568

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:24:13 ET

Serial Number: 76222208 Assignment Information Trademark Document Retrieval

Registration Number: 2723181

Mark



(words only): MIRACLE-GRO SELECT PLANTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-06-10

Filing Date: 2001-03-09

Transformed into a National Application: No

Registration Date: 2003-06-10

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-03-21

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
c/o Delaware Corporate Management 1105 North Market Street
Wilmington, DE 19899
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

LIVE PLANTS AND CONTAINERS THEREFOR

Basis: 1(a)

First Use Date: 2001-03-05

First Use in Commerce Date: 2001-03-05

ADDITIONAL INFORMATION

Disclaimer: "SELECT PLANTS"

Description of Mark: The mark consists of the words "MIRACLE-GRO SELECT PLANTS" and design claiming the colors green and yellow. The green band appears in the top portion of the mark and the yellow band on the bottom.

Design Search Code(s):

05.13.25 - Bales of hay or straw; Hay in bales; Other plants including bales of hay or straw; Straw in bales

26.01.21 - Circles that are totally or partially shaded.

26.11.10 - Rectangles divided once into two sections

27.03.04 - Plants forming letters or numerals

Prior Registration Number(s):

668868

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-03-21 - Case File In TICRS

2003-06-10 - Registered - Principal Register

2003-03-18 - Published for opposition

2003-02-26 - Notice of publication

2002-09-30 - Approved for Pub - Principal Register (Initial exam)

2002-09-06 - Examiner's amendment mailed

2002-09-03 - Previous allowance count withdrawn

Latest Status Info

2002-04-01 - Approved for Pub - Principal Register (Initial exam)

2002-01-18 - Communication received from applicant

2001-11-27 - Non-final action mailed

2001-09-10 - Assigned To Examiner

2001-09-07 - Assigned To Examiner

2001-03-27 - Applicant amendment prior to exam entered

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

JULIE B. SEYLER

Correspondent

JULIE B. SEYLER

ABELMAN, FRAYNE & SCHWAB

150 EAST 42ND STREET

NEW YORK, NY 10017-5612

Phone Number: (212) 949-9022

Fax Number: (212) 949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:24:35 ET

Serial Number: 76448756 Assignment Information Trademark Document Retrieval

Registration Number: 2758533

Mark



**Professional
Tree & Shrub Care**

(words only): MIRACLE-GRO PROFESSIONAL TREE & SHRUB CARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-09-02

Filing Date: 2002-09-12

Transformed into a National Application: No

Registration Date: 2003-09-02

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-07-06

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
100 Wilshire Boulevard, Suite 1230
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 044

Class Status: Active

lawn, tree and shrub care, landscape gardening services and consulting services in the field of lawn, tree and shrub care and landscape gardening

Basis: 1(a)

First Use Date: 1998-01-31

First Use in Commerce Date: 1998-01-31

ADDITIONAL INFORMATION

Disclaimer: "PROFESSIONAL TREE & SHRUB CARE"

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

05.05.25 - Daffodils; Iris (flower); Other flowers

05.13.25 - Bales of hay or straw; Hay in bales; Other plants including bales of hay or straw; Straw in bales

26.01.02 - Circles, plain single line; Plain single line circles

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

Prior Registration Number(s):

2235973

2312056

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-07-06 - Case File In TIGRS

2003-09-02 - Registered - Principal Register

2003-06-10 - Published for opposition

2003-05-21 - Notice of publication

2003-04-04 - Approved for Pub - Principal Register (Initial exam)

2003-03-26 - Examiner's amendment mailed

2003-03-07 - Communication received from applicant

2003-03-07 - PAPER RECEIVED

2003-02-14 - Non-final action mailed

2003-02-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cory M. Amron

Correspondent

CORY M. AMRON

VORYS, SATER, SEYMOUR AND PEASE LLP

1828 L STREET N.W., 11TH FLOOR

WASHINGTON, D.C. 20036

Phone Number: (202) 467-8800

Fax Number: (202) 467-8900

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:24:58 ET

Serial Number: 76405603 Assignment Information Trademark Document Retrieval

Registration Number: 2787356

Mark (words only): MIRACLE-GRO FAST ROOT

Standard Character claim: No

Current Status: Registered.

Date of Status: 2003-11-25

Filing Date: 2002-05-10

Transformed into a National Application: No

Registration Date: 2003-11-25

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2003-12-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc:

Address:

OMS Investments, Inc.
c/o Delaware Corporate Management 100 Wilshire Blvd, Suite 1230
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

ROOT STIMULATING HORMONE THAT CONVERTS PLANT CELLS TO STEM CELLS

Basis: 1(a)

First Use Date: 2003-01-31

First Use in Commerce Date: 2003-01-31

<http://tarr.uspto.gov/tarr?regser=registration&entry=2787356&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

Disclaimer: "ROOT"

Prior Registration Number(s):

668868

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2003-11-25 - Registered - Principal Register

2003-09-22 - Allowed for Registration - Principal Register (SOU accepted)

2003-08-01 - Communication received from applicant

2003-08-22 - Assigned To Examiner

2003-08-21 - Case File In TICRS

2003-08-01 - PAPER RECEIVED

2003-07-30 - Statement of use processing complete

2003-06-16 - Amendment to Use filed

2003-06-16 - PAPER RECEIVED

2003-02-11 - Noa Mailed - SOU Required From Applicant

2002-11-19 - Published for opposition

2002-10-30 - Notice of publication

2002-09-09 - Approved for Pub - Principal Register (Initial exam)

2002-08-30 - Assigned To Examiner

2002-08-28 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

<http://tarr.uspto.gov/tarr?regser=registration&entry=2787356&action=Request+Status>

06/15/2009

Julie B. Seyler

Correspondent

JULIE B. SEYLER

ABELMAN, FRAYNE & SCHWAB

150 EAST 42ND STREET

NEW YORK, NEW YORK 10017-5612

Phone Number: (212) 949-9022

Fax Number: (212) 949-9190

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:25:21 ET

Serial Number: 76448805 Assignment Information Trademark Document Retrieval

Registration Number: 2809982

Mark (words only): MIRACLE-GRO TREE & SHRUB CARE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-03

Filing Date: 2002-09-12

Transformed into a National Application: No

Registration Date: 2004-02-03

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-02-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
100 Wilshire Boulevard, Suite 1230
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 044

Class Status: Active

lawn, tree and shrub care, landscape gardening services and consulting services in the field of lawn, tree and shrub care and landscape gardening

Basis: 1(a)

First Use Date: 1998-01-31

First Use in Commerce Date: 1998-01-31

ADDITIONAL INFORMATION

Disclaimer: "TREE & SHRUB CARE"

Prior Registration Number(s):

1223038

2235973

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-02-03 - Registered - Principal Register

2003-11-11 - Published for opposition

2003-10-22 - Notice of publication

2003-09-06 - Approved for Pub - Principal Register (Initial exam)

2003-08-06 - Communication received from applicant

2003-08-29 - Case File In TICRS

2003-08-06 - PAPER RECEIVED

2003-02-11 - Non-final action mailed

2003-02-06 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Cory M. Amron

Correspondent

CORY M. AMRON

VORYS SATER SEYMOUR AND PEASE LLP

1828 L ST NW 11TH FL

WASHINGTON DC 20036

Phone Number: (202) 467-8800

Fax Number: (202) 467-8900

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:25:46 ET

Serial Number: 76221700 Assignment Information Trademark Document Retrieval

Registration Number: 2816031

Mark



(words only): MIRACLE-GRO SELECT PLANTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-02-24

Filing Date: 2001-03-07

Transformed into a National Application: No

Registration Date: 2004-02-24

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2007-06-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
c/o Delaware Corporate Management 1105 North Market Street
Wilmington, DE 19899
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 021

Class Status: Active

CONTAINERS NOT OF METAL FOR USE WITH PLANTS AND FOR COMMERCIAL USE

Basis: 1(a)

First Use Date: 2001-03-05

First Use in Commerce Date: 2001-03-05

International Class: 031

Class Status: Active

LIVE PLANTS

Basis: 1(a)

First Use Date: 2001-03-05

First Use in Commerce Date: 2001-03-05

ADDITIONAL INFORMATION

Disclaimer: "SELECT PLANTS"

Design Search Code(s):

05.05.25 - Daffodils; Iris (flower); Other flowers

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

26.11.10 - Rectangles divided once into two sections

26.11.20 - Rectangles inside one another

26.11.21 - Rectangles that are completely or partially shaded

Prior Registration Number(s):

668868

2345472

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-06-07 - Case File In TICRS

2004-02-24 - Registered - Principal Register

2003-12-02 - Published for opposition

2003-11-12 - Notice of publication

Latest Status Info

2003-09-29 - Approved for Pub - Principal Register (Initial exam)
2003-08-01 - Communication received from applicant
2003-08-25 - Reinstated
2003-08-01 - PAPER RECEIVED
2003-07-23 - Abandonment - Failure To Respond Or Late Response
2003-06-05 - PAPER RECEIVED
2002-12-02 - Non-final action mailed
2002-09-20 - Communication received from applicant
2002-07-19 - Non-final action mailed
2002-05-24 - Previous allowance count withdrawn
2002-02-14 - Approved for Pub - Principal Register (Initial exam)
2001-10-19 - Communication received from applicant
2001-08-14 - Non-final action mailed
2001-06-18 - Assigned To Examiner
2001-06-07 - Assigned To Examiner
2001-06-02 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E. ABELMAN
ABELMAN FRAYNE & SCHWAB
150 E 42ND ST
NEW YORK NY 10017-5612

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:26:08 ET

Serial Number: 76496455 Assignment Information Trademark Document Retrieval

Registration Number: 2820953

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-03-09

Filing Date: 2003-03-04

Transformed into a National Application: No

Registration Date: 2004-03-09

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-03-15

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
100 Wilshire Blvd Suite 1230
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizers for domestic use; plant food; garden soil; potting mix; seed starter mix for domestic use; root stimulating hormone that converts plant cells to stem cells

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

International Class: 005

Class Status: Active

Herbicides for domestic use

Basis: 1(a)

First Use Date: 2000-00-00

First Use in Commerce Date: 2000-00-00

International Class: 021

Class Status: Active

Garden feeders, namely, containers designed to hold plant food and are used to feed and water plants

Basis: 1(a)

First Use Date: 2000-12-31

First Use in Commerce Date: 2000-12-31

International Class: 031

Class Status: Active

Sphagnum peat moss

Basis: 1(a)

First Use Date: 2001-01-00

First Use in Commerce Date: 2001-01-00

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the word "MIRACLE-GRO" in a bullseye logo with a green leaf dotting the "I" in "MIRACLE-GRO" and a yellow ring in the bullseye.

Design Search Code(s):

05.03.08 - More than one leaf, including scattered leaves, bunches of leaves not attached to branches

05.03.25 - Leaf, single; Other leaves

21.03.12 - Dart boards; Targets without crosshairs or alignment guides

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

27.03.04 - Plants forming letters or numerals

Prior Registration Number(s):

668868

1051605

1223038

2345472

2525828

2580976

2601682
2618698
2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-08-05 - Notice Of Suit
2008-06-17 - Notice Of Suit
2004-03-09 - Registered - Principal Register
2003-12-16 - Published for opposition
2003-11-26 - Notice of publication
2003-09-25 - Approved for Pub - Principal Register (Initial exam)
2003-08-11 - Communication received from applicant
2003-09-07 - Case File In TICRS
2003-08-11 - PAPER RECEIVED
2003-06-27 - Non-final action mailed
2003-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record
JULIE B SEYLER

Correspondent
JULIE B. SEYLER
ABELMAN, FRAYNE & SCHWAB
150 EAST 42ND STREET
NEW YORK, NEW YORK 10017-5612
Phone Number: (212) 949-9022
Fax Number: (212) 949-9190

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:26:31 ET

Serial Number: 76496458 Assignment Information Trademark Document Retrieval

Registration Number: 2822655

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-03-16

Filing Date: 2003-03-04

Transformed into a National Application: No

Registration Date: 2004-03-16

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-03-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
100 Wilshire Blvd Suite 1230
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizers for domestic use; plant food; garden soil; potting mix; seed starter mix for domestic use; root stimulating hormone that converts plant cells to stem cells

Basis: 1(a)

First Use Date: 1997-01-00

First Use in Commerce Date: 1997-01-00

International Class: 005

Class Status: Active

Herbicides for domestic use

Basis: 1(a)

First Use Date: 2000-00-00

First Use in Commerce Date: 2000-00-00

International Class: 021

Class Status: Active

Garden feeders, namely containers designed to hold plant food and are used to feed and water plants

Basis: 1(a)

First Use Date: 2000-12-31

First Use in Commerce Date: 2000-12-31

International Class: 031

Class Status: Active

Sphagnum peat moss

Basis: 1(a)

First Use Date: 2001-01-00

First Use in Commerce Date: 2001-01-00

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the word "MIRACLE-GRO" in a bullseye logo with a leaf dotting the "I" in "MIRACLE-GRO" and a ring in the bullseye.

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

21.03.12 - Dart boards; Targets without crosshairs or alignment guides

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

27.03.04 - Plants forming letters or numerals

Prior Registration Number(s):

668868

1051605

1223038

2345472

2525828

2580976

2601682

2618698
2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-03-16 - Registered - Principal Register
2003-12-23 - Published for opposition
2003-12-03 - Notice of publication
2003-09-22 - Approved for Pub - Principal Register (Initial exam)
2003-08-11 - Communication received from applicant
2003-09-07 - Case File In TICRS
2003-08-11 - PAPER RECEIVED
2003-06-27 - Non-final action mailed
2003-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Julie B. Seyler

Correspondent

JULIE B. SEYLER
ABELMAN, FRAYNE & SCHWAB
150 EAST 42ND STREET
NEW YORK, NEW YORK 10017-5612
Phone Number: (212) 949-9188
Fax Number: (212) 949-9190

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:26:54 ET

Serial Number: 78201924 Assignment Information Trademark Document Retrieval

Registration Number: 2856922

Mark (words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-22

Filing Date: 2003-01-10

Transformed into a National Application: No

Registration Date: 2004-06-22

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
100 Wilshire Boulevard
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 021

Class Status: Active

Flower pots and planters

Basis: 1(a)

First Use Date: 2004-01-15

First Use in Commerce Date: 2004-01-15

<http://tarr.uspto.gov/tarr?regser=registration&entry=2856922&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

Prior Registration Number(s):

668868
1051605
1223038
2345472
2525828
2580976
2601682
2618698
2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-06-22 - Registered - Principal Register
2004-04-20 - Allowed for Registration - Principal Register (SOU accepted)
2004-04-19 - Assigned To Examiner
2004-04-17 - Statement of use processing complete
2004-04-12 - Amendment to Use filed
2004-04-12 - TEAS Statement of Use Received
2004-03-09 - Noa Mailed - SOU Required From Applicant
2003-12-16 - Published for opposition
2003-11-26 - Notice of publication
2003-09-16 - Approved for Pub - Principal Register (Initial exam)
2003-08-06 - Communication received from applicant
2003-08-06 - PAPER RECEIVED
2003-06-30 - Non-final action mailed
2003-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE E ABELMAN

Correspondent

LAWRENCE E ABELMAN

ABELMAN FRAYNE & SCHWAB

150 E 42ND ST

NEW YORK NY 10017-5612

Phone Number: 212-949-9022

Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:27:11 ET

Serial Number: 78201990 Assignment Information

Trademark Document Retrieval

Registration Number: 2856923

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-22

Filing Date: 2003-01-10

Transformed into a National Application: No

Registration Date: 2004-06-22

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
100 Wilshire Boulevard
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 021**Class Status:** Active

Flower pots and planters

Basis: 1(a)**First Use Date:** 2004-01-15**First Use in Commerce Date:** 2004-01-15

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the words "MIRACLE-GRO" in a bulls'-eye logo. A stylized leaf forms the dot in the letter "I".

Design Search Code(s):**05.05.25** - Daffodils; Iris (flower); Other flowers**26.01.17** - Circles, two concentric; Concentric circles, two; Two concentric circles**26.01.21** - Circles that are totally or partially shaded.**Prior Registration Number(s):**

668868

1051605

1223038

2345472

2525828

2580976

2601682

2618698

2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-06-22 - Registered - Principal Register

2004-04-20 - Allowed for Registration - Principal Register (SOU accepted)

2004-04-19 - Assigned To Examiner

2004-04-15 - Statement of use processing complete

2004-04-15 - Amendment to Use filed

Latest Status Info

2004-04-12 - TEAS Statement of Use Received

2004-01-27 - Noa Mailed - SOU Required From Applicant

2003-11-04 - Published for opposition

2003-10-15 - Notice of publication

2003-09-02 - Approved for Pub - Principal Register (Initial exam)

2003-08-01 - Communication received from applicant

2003-08-01 - PAPER RECEIVED

2003-06-27 - Non-final action mailed

2003-06-25 - Assigned To Examiner

2003-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE E ABELMAN

Correspondent

LAWRENCE E ABELMAN

ABELMAN FRAYNE & SCHWAB

150 E 42ND ST

NEW YORK NY 10017-5612

Phone Number: 212-949-9022

Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:27:29 ET

Serial Number: 78202294 Assignment Information Trademark Document Retrieval

Registration Number: 2856924

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-06-22

Filing Date: 2003-01-11

Transformed into a National Application: No

Registration Date: 2004-06-22

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-07-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
100 Wilshire Boulevard
Santa Monica, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 021

Class Status: Active

watering cans

Basis: 1(a)

First Use Date: 2003-03-31

First Use in Commerce Date: 2003-03-31

International Class: 031

Class Status: Active

Flower, vegetable and plant seeds

Basis: 1(a)

First Use Date: 2003-12-31

First Use in Commerce Date: 2003-12-31

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the words "MIRACLE-GRO" in a bulls'-eye logo. A stylized leaf forms the dot in the letter "I".

Design Search Code(s):

05.05.25 - Daffodils; Iris (flower); Other flowers

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

Prior Registration Number(s):

668868

1051605

1223038

2345472

2525828

2580976

2601682

2618698

2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-06-22 - Registered - Principal Register

2004-04-20 - Allowed for Registration - Principal Register (SOU accepted)

<http://tarr.uspto.gov/tarr?regser=registration&entry=2856924&action=Request+Status>

06/15/2009

2004-04-19 - Assigned To Examiner
2004-04-15 - Statement of use processing complete
2004-04-12 - Amendment to Use filed
2004-04-12 - TEAS Statement of Use Received
2004-01-27 - Noa Mailed - SOU Required From Applicant
2003-11-04 - Published for opposition
2003-10-15 - Notice of publication
2003-09-02 - Approved for Pub - Principal Register (Initial exam)
2003-08-01 - Communication received from applicant
2003-08-01 - PAPER RECEIVED
2003-06-27 - Non-final action mailed
2003-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

LAWRENCE E ABELMAN

Correspondent

LAWRENCE E ABELMAN
ABELMAN FRAYNE & SCHWAB
150 E 42ND ST
NEW YORK NY 10017-5612
Phone Number: 212-949-9022
Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:27:58 ET

Serial Number: 75982919 Assignment Information Trademark Document Retrieval

Registration Number: 2870768

Mark (words only): HAVE YOU USED MIRACLE-GRO LATELY?

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-08-10

Filing Date: 2001-11-29

Transformed into a National Application: No

Registration Date: 2004-08-10

Register: Principal

Law Office Assigned: LAW OFFICE 115

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 900 -File Repository (Franconia)

Date In Location: 2004-08-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
c/o Delaware Corporate Management 1105 North Market Street
Wilmington, DE 19899
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Lawn and garden fertilizer for domestic use; plant food; fertilizer in the form of spikes for houseplants, outdoor plants, trees, and shrubbery for domestic use; peat fertilizer; composts; humus; loam; manure; potting soil, soil conditioners, soil amendments, growing media for plants, all for domestic use

Basis: 1(a)

<http://tarr.uspto.gov/tarr?regser=registration&entry=2870768&action=Request+Status>

06/15/2009

Latest Status Info

First Use Date: 2002-02-01

First Use in Commerce Date: 2002-02-01

International Class: 016

Class Status: Active

Brochures about subjects of lawn care and landscape gardening and the use of products relating to lawn care and landscape gardening, including fertilizers, herbicides, fungicides, insecticides, grass seed, flower seeds, garden seeds, plant food, potting soil, soil conditioners and amendments, ground cover, and lawn and garden equipment and advices and information related to flowers and their care

Basis: 1(a)

First Use Date: 2002-04-01

First Use in Commerce Date: 2002-04-01

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-08-10 - Registered - Principal Register

2004-05-18 - Published for opposition

2004-04-28 - Notice of publication

2004-03-10 - Approved for Pub - Principal Register (Initial exam)

2003-10-14 - Communication received from applicant

2003-11-09 - Case File In TICRS

2003-10-14 - PAPER RECEIVED

2003-05-19 - Final refusal mailed

2003-02-27 - Communication received from applicant

2003-02-27 - PAPER RECEIVED

2002-11-13 - Non-final action mailed

2002-11-12 - Amendment to Use approved

2002-11-08 - Amendment to use processing complete

Latest Status Info

2002-07-25 - Amendment to Use filed

2002-09-10 - Divisional processing completed

2002-08-05 - Divisional request received

2002-08-05 - PAPER RECEIVED

2002-02-12 - Non-final action mailed

2002-02-08 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E. ABELMAN

ABELMAN, FRAYNE & SCHWAB

150 EAST 42ND STREET

NEW YORK, NY 10017-5612

Phone Number: (212) 949-9022

Fax Number: (212) 949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:28:21 ET

Serial Number: 78179743 Assignment Information Trademark Document Retrieval

Registration Number: 2900658

Mark



(words only): MIRACLE-GRO SELECT PLANTS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-11-02

Filing Date: 2002-10-29

Transformed into a National Application: No

Registration Date: 2004-11-02

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-09-22

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Place, Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

living house plants

Basis: 1(a)

First Use Date: 2003-03-00

First Use in Commerce Date: 2003-03-00

ADDITIONAL INFORMATION

Disclaimer: "SELECT PLANTS"

Description of Mark: The mark consists of the words "MIRACLE-GRO" with an arbitrary design in green appearing over the letter "I" superimposed on a circle with a yellow border, "SELECT PLANTS" appearing on a purple ribbon with representation of a flowers in red, pink, purple and a red tomato, all appearing on a green and yellow background.

Design Search Code(s):

05.05.25 - Daffodils; Iris (flower); Other flowers

05.09.25 - Coconuts; Other fruits

05.11.04 - Tomatoes

24.09.07 - Advertising, banners; Banners

26.01.02 - Circles, plain single line; Plain single line circles

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

26.11.02 - Plain single line rectangles; Rectangles (single line)

26.11.20 - Rectangles inside one another

26.11.21 - Rectangles that are completely or partially shaded

Prior Registration Number(s):

2525828

2618698

2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-11-02 - Registered - Principal Register

2004-09-12 - Law Office Registration Review Completed

2004-08-20 - Assigned To LIE

Latest Status Info

2004-08-17 - Allowed for Registration - Principal Register (SOU accepted)

2004-08-17 - Assigned To Examiner

2004-08-16 - Statement of use processing complete

2004-08-02 - Amendment to Use filed

2004-08-02 - TEAS Statement of Use Received

2004-02-03 - Noa Mailed - SOU Required From Applicant

2003-11-11 - Published for opposition

2003-10-22 - Notice of publication

2003-09-17 - Approved for Pub - Principal Register (Initial exam)

2003-08-25 - Communication received from applicant

2003-08-25 - PAPER RECEIVED

2003-07-11 - Final refusal mailed

2003-06-02 - Communication received from applicant

2003-06-18 - Case File In TIGRS

2003-06-02 - PAPER RECEIVED

2003-04-28 - Non-final action mailed

2003-04-11 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

Lawrence E. Abelman
Abelman, Frayne & Schwab
150 East 42nd Street
New York NY 10017-5612
Phone Number: 212-949-9022
Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:28:50 ET

Serial Number: 77421528 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

MIRACLE-GRO SELECT PLANTS

(words only): MIRACLE-GRO SELECT PLANTS

Standard Character claim: Yes

Current Status: Opposition period completed, a Notice of Allowance has been issued.

Date of Status: 2009-04-07

Filing Date: 2008-03-13

The Notice of Allowance Date is: 2009-04-07

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 107

Attorney Assigned:
JACKSON STEVEN W

Current Location: 700 -Intent To Use Section

Date In Location: 2009-04-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:
OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

<http://tarr.uspto.gov/tarr?regser=serial&entry=77421528&action=Request+Status>

06/15/2009

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

Live plants

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "SELECT PLANTS"

Prior Registration Number(s):

2525828

2723181

2816031

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-07 - Noa Mailed - SOU Required From Applicant

2009-01-13 - Published for opposition

2008-12-24 - Notice of publication

2008-12-09 - Law Office Publication Review Completed

2008-12-09 - Assigned To LIE

2008-12-03 - Approved for Pub - Principal Register (Initial exam)

2008-11-19 - Teas/Email Correspondence Entered

2008-11-18 - Communication received from applicant

2008-11-18 - TEAS Response to Office Action Received

2008-05-22 - Notification Of Non-Final Action E-Mailed

2008-05-22 - Non-final action e-mailed

2008-05-22 - Non-Final Action Written

2008-05-20 - Assigned To Examiner

2008-03-20 - Notice Of Pseudo Mark Mailed

2008-03-19 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

SUSAN E. HOLLANDER, ESQ.

MANATT, PHELPS & PHILLIPS, LLP

1001 PAGE MILL ROAD, BLDG. 2

PALO ALTO, CA 94304

Phone Number: 650-812-1300

Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:44:30 ET

Serial Number: 78349217 Assignment Information Trademark Document Retrieval

Registration Number: 2906855

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-11-30

Filing Date: 2004-01-08

Transformed into a National Application: No

Registration Date: 2004-11-30

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-11-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Boulevard, Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

live plants

Basis: 1(a)

First Use Date: 2001-03-05

First Use in Commerce Date: 2001-03-05

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the words MIRACLE-GRO in a bulls-eye logo with a leaf dotting the letter "I" a ring in the bulls-eye.

Design Search Code(s):

05.05.25 - Daffodils; Iris (flower); Other flowers

26.01.03 - Circles, incomplete (more than semi-circles); Incomplete circles (more than semi-circles)

26.01.20 - Circles within a circle

26.01.21 - Circles that are totally or partially shaded.

Prior Registration Number(s):

668868

1051605

1223038

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-11-30 - Registered - Principal Register

2004-09-07 - Published for opposition

2004-08-18 - Notice of publication

2004-06-23 - Approved for Pub - Principal Register (Initial exam)

2004-06-23 - Assigned To Examiner

2004-01-13 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Latest Status Info

Attorney of Record

Lawrence E. Abelman

Correspondent

Lawrence E. Abelman

Abelman, Frayne & Schwab

150 East 42nd Street

New York, NY 10017-5612

Phone Number: 212-949-9022

Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:29:37 ET

Serial Number: 78349226 Assignment Information Trademark Document Retrieval

Registration Number: 2906856

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2004-11-30

Filing Date: 2004-01-08

Transformed into a National Application: No

Registration Date: 2004-11-30

Register: Principal

Law Office Assigned: LAW OFFICE 111

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2004-11-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Boulevard Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

live plants

Basis: 1(a)

First Use Date: 2001-03-05

First Use in Commerce Date: 2001-03-05

ADDITIONAL INFORMATION

Description of Mark: The color(s) the words MIRACLE-GRO in a bulls-eye logo with a green leaf dotting the "I" and a yellow ring in the bulls-eye is/are claimed as a distinctive feature of the mark.

Design Search Code(s):

05.05.25 - Daffodils; Iris (flower); Other flowers

26.01.03 - Circles, incomplete (more than semi-circles); Incomplete circles (more than semi-circles)

26.01.20 - Circles within a circle

26.01.21 - Circles that are totally or partially shaded.

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2004-11-30 - Registered - Principal Register

2004-09-07 - Published for opposition

2004-08-18 - Notice of publication

2004-06-23 - Approved for Pub - Principal Register (Initial exam)

2004-06-23 - Assigned To Examiner

2004-01-26 - Applicant amendment prior to exam entered

2004-01-26 - Communication received from applicant

2004-01-26 - TEAS Preliminary Amendment Received

2004-01-13 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

Lawrence E. Abelman
Abelman, Frayne & Schwab
150 East 42nd Street
New York, NY 10017-5612
Phone Number: 212-949-9022
Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:30:04 ET

Serial Number: 75981470 Assignment Information Trademark Document Retrieval

Registration Number: 2935663

Mark



(words only): MIRACLE-GRO MOISTURE CONTROL POTTING MIX CONTAINS AQUACOIR

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-03-29

Filing Date: 2000-10-18

Transformed into a National Application: No

Registration Date: 2005-03-29

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-03-29

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
1105 North Market Street
Wilmington, DE 19899
United States

Legal Entity Type: Corporation

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001**Class Status:** Active

Potting soil, growing media for plants

Basis: 1(a)**First Use Date:** 2000-12-15**First Use in Commerce Date:** 2000-12-15

ADDITIONAL INFORMATION

Disclaimer: POTTING MIX CONTAINS**Description of Mark:** The mark consists of the words MIRACLE-GRO MOISTURE CONTROL with an arbitrary design on a label.**Section 2(f), in part,** as to MOISTURE CONTROL**Design Search Code(s):****26.01.17** - Circles, two concentric; Concentric circles, two; Two concentric circles**26.01.21** - Circles that are totally or partially shaded.**26.11.20** - Rectangles inside one another**Prior Registration Number(s):**

1051605

2345472

2533745

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-03-29 - Registered - Principal Register

2005-01-04 - Published for opposition

2004-12-15 - Notice of publication

2004-11-01 - Law Office Publication Review Completed

2004-11-01 - Assigned To LIE

2004-10-09 - Approved for Pub - Principal Register (Initial exam)

Latest Status Info

2004-08-27 - Amendment From Applicant Entered

2004-08-11 - Communication received from applicant

2004-08-11 - PAPER RECEIVED

2004-08-03 - Final refusal mailed

2004-06-14 - Amendment From Applicant Entered

2004-06-14 - Communication received from applicant

2004-06-14 - PAPER RECEIVED

2003-12-29 - Non-final action mailed

2003-09-22 - Communication received from applicant

2003-09-22 - PAPER RECEIVED

2003-07-28 - Non-final action mailed

2003-06-09 - Communication received from applicant

2003-06-26 - Case File In TICRS

2003-06-09 - PAPER RECEIVED

2003-04-29 - Final refusal mailed

2003-03-17 - Reinstated

2002-12-23 - Petition To Revive-Received

2002-12-23 - PAPER RECEIVED

2002-12-09 - Abandonment - Failure To Respond Or Late Response

2002-09-19 - Amendment to Use approved

2002-09-17 - Amendment to use processing complete

2001-02-13 - Amendment to Use filed

2001-09-29 - Divisional processing completed

2001-02-13 - Divisional request received

2001-02-13 - Unresponsive/Duplicate Paper Received

2001-04-12 - Non-final action mailed

2001-03-26 - Assigned To Examiner

2001-03-14 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E Abelman

Correspondent

LAWRENCE E ABELMAN
ABELMAN FRAYNE & SCHWAB
150 E 42ND ST
NEW YORK NY 10017-5612

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:30:27 ET

Serial Number: 78464646 Assignment Information Trademark Document Retrieval

Registration Number: 2996098

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2005-09-13

Filing Date: 2004-08-09

Transformed into a National Application: No

Registration Date: 2005-09-13

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2005-08-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009

Class Status: Active

protective Work gloves

Basis: 1(a)

First Use Date: 2005-03-31

First Use in Commerce Date: 2005-03-31

International Class: 021

Class Status: Active

Gardening gloves and gardening gloves for handling chemicals

Basis: 1(a)

First Use Date: 2005-03-31

First Use in Commerce Date: 2005-03-31

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the words MIRACLE-GRO in special form within a circle and an arbitrary logo.

Design Search Code(s):

05.03.25 - Leaf, single; Other leaves

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

27.03.04 - Plants forming letters or numerals

Prior Registration Number(s):

1223038

2820953

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2005-09-13 - Registered - Principal Register

2005-08-02 - Law Office Registration Review Completed

2005-07-29 - Assigned To LIE

2005-07-27 - Allowed for Registration - Principal Register (SOU accepted)

2005-07-25 - Statement of use processing complete

Latest Status Info

2005-07-14 - Amendment to Use filed

2005-07-14 - TEAS Statement of Use Received

2005-02-15 - Noa Mailed - SOU Required From Applicant

2004-11-23 - Published for opposition

2004-11-03 - Notice of publication

2004-09-15 - Law Office Publication Review Completed

2004-08-30 - Assigned To LIE

2004-08-25 - Approved for Pub - Principal Register (Initial exam)

2004-08-25 - Assigned To Examiner

2004-08-19 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E. ABELMAN
 ABELMAN FRAYNE & SCHWAB
 666 3RD AVE 10TH FL
 NEW YORK NY 10017
 Phone Number: 212-949-9022
 Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:30:53 ET

Serial Number: 78464648 Assignment Information Trademark Document Retrieval

Registration Number: 3074660

Mark

MIRACLE-GRO

(words only): MIRACLE-GRO

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2006-03-28

Filing Date: 2004-08-09

Transformed into a National Application: No

Registration Date: 2006-03-28

Register: Principal

Law Office Assigned: LAW OFFICE 114

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-02-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 009**Class Status:** Active

protective work gloves

Basis: 1(a)**First Use Date:** 2005-03-31**First Use in Commerce Date:** 2005-03-31**International Class:** 021**Class Status:** Active

Gardening gloves and gardening gloves for handling chemicals

Basis: 1(a)**First Use Date:** 2005-03-31**First Use in Commerce Date:** 2005-03-31

ADDITIONAL INFORMATION

Prior Registration Number(s):

1223038

2820953

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-03-28 - Registered - Principal Register

2006-02-07 - Data Modification Completed

2006-02-07 - PAPER RECEIVED

2006-02-14 - Law Office Registration Review Completed

2006-02-10 - Assigned To LIE

2006-02-09 - Allowed for Registration - Principal Register (SOU accepted)

2006-02-09 - Statement of use processing complete

2005-07-14 - Amendment to Use filed

2005-07-14 - TEAS Statement of Use Received

Latest Status Info

2005-02-15 - Noa Mailed - SOU Required From Applicant

2004-11-23 - Published for opposition

2004-11-03 - Notice of publication

2004-09-15 - Law Office Publication Review Completed

2004-08-30 - Assigned To LIE

2004-08-25 - Approved for Pub - Principal Register (Initial exam)

2004-08-25 - Assigned To Examiner

2004-08-19 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Lawrence E. Abelman

Correspondent

LAWRENCE E. ABELMAN
ABELMAN, FRAYNE & SCHWAB
666 3RD AVE., 10TH FL
NEW YORK, NY 10017
Phone Number: 212-949-9022
Fax Number: 212-949-9190

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:31:12 ET

Serial Number: 78478913 Assignment Information Trademark Document Retrieval

Registration Number: 3156217

Mark



(words only): MIRACLE-GRO GARDEN SOIL ROSES BONE MEAL ADDED TO GROW BIG, BEAUTIFUL BLOOMS!

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-10-17

Filing Date: 2004-09-03

Transformed into a National Application: No

Registration Date: 2006-10-17

Register: Principal

Law Office Assigned: LAW OFFICE 116

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-10-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation**State or Country of Incorporation:** Delaware

GOODS AND/OR SERVICES

International Class: 001**Class Status:** Active

GARDEN SOIL, PLANTING SOIL, SOIL CONTAINING ADDITIVES, CHEMICAL SOIL CONDITIONERS, SOIL CONDITIONERS FOR AGRICULTURAL, DOMESTIC OR HORTICULTURAL USE AND FERTILIZERS FOR SOIL AND POTTING SOIL

Basis: 1(a)**First Use Date:** 2005-01-01**First Use in Commerce Date:** 2005-01-01

ADDITIONAL INFORMATION

Color(s) Claimed: The color(s) red, pink, yellow, green, black and white is/are claimed as a feature of the mark.**Description of Mark and Any Color Part(s):** The color yellow appears on the bottom two thirds of the package. The black bullet logo with a thin white circle within and the words MIRACLE-GRO unite the pink and yellow packaging. In the center of the trademark appears a picture of a woman gardening among a bed of red and pink roses. The plant portion of the roses are green. The rosebed is bordered by a white fence. The woman is wearing a beige hat. The word ROSES appears in white on a pink banner and the words GARDEN SOIL in black with a green leaf dotting the "I" in soil.**Disclaimer:** GARDEN SOIL; ROSES; BONE MEAL ADDED TO GROW BIG BEAUTIFUL BLOOMS, and TIERRA PARA EL JARDIN**Description of Mark:** The mark consists of the trademark MIRACLE-GRO on a circular logo, with the words GARDEN SOIL, ROSES, and the words BONE MEAL ADDED TO GROW BIG, BEAUTIFUL BLOOMS!, on a package with a figure of a person in a garden.**Name Portrait Consent:** The person portrayed in the mark identifies a living individual whose consent is of record.**Translation:** The English translation of "tierra para el jardin" is garden soil.**Design Search Code(s):****01.05.01** - Sun, rising or setting (partially exposed or partially obstructed); Sunrise**02.03.02** - Silhouettes of women; Women depicted as shadows or silhouettes of women**02.03.14** - Bonnets (women wearing); Women wearing bonnets**02.03.24** - Women, stylized, including women depicted in caricature form**05.05.02** - Roses**05.05.25** - Daffodils; Iris (flower); Other flowers**05.11.04** - Tomatoes**05.11.25** - Artichokes; Asparagus; Avocados; Broccoli; Celery; Other vegetables; Turnips**07.11.09** - Brick walls; Fences (including barbed wire and chain link); Garden equipment, fencing; Gates; Walls**26.01.13** - Circles, two (not concentric); Two circles**26.01.21** - Circles that are totally or partially shaded.**26.11.07** - Rectangles with a decorative border, including scalloped, ruffled and zig-zag edges**26.11.13** - Rectangles (exactly two rectangles); Two rectangles**26.11.20** - Rectangles inside one another**26.11.21** - Rectangles that are completely or partially shaded**26.11.25** - Rectangles with one or more curved sides**26.17.09** - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Prior Registration Number(s):

688868
2515267
2822655

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-10-17 - Registered - Principal Register
2006-08-01 - Published for opposition
2006-07-12 - Notice of publication
2006-06-16 - Law Office Publication Review Completed
2006-06-02 - Assigned To LIE
2006-06-01 - Approved for Pub - Principal Register (Initial exam)
2006-05-23 - Attorney Revoked And/Or Appointed
2006-05-23 - TEAS Revoke/Appoint Attorney Received
2006-05-23 - TEAS Change Of Correspondence Received
2006-05-11 - Amendment From Applicant Entered
2006-04-24 - Communication received from applicant
2006-04-24 - PAPER RECEIVED
2006-04-12 - Amendment to Use approved
2006-03-06 - Amendment to use processing complete
2006-02-17 - Amendment to Use filed
2006-02-07 - PAPER RECEIVED
2006-02-17 - TEAS Amendment of Use Received
2005-12-02 - Non-final action mailed
2005-12-01 - Non-Final Action Written

Latest Status Info

2005-10-26 - Amendment From Applicant Entered
2005-10-11 - Communication received from applicant
2005-10-11 - PAPER RECEIVED
2005-04-15 - Non-final action mailed
2005-04-14 - Non-Final Action Written
2005-03-31 - Assigned To Examiner
2004-09-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

Susan E. Hollander, Esq.
Manatt, Phelps & Phillips, LLP
1001 Page Mill Road, Bldg 2
Palo Alto CA 94304
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:31:37 ET

Serial Number: 78782928 Assignment Information

Trademark Document Retrieval

Registration Number: 3180531

Mark



**ORGANIC
CHOICE**

(words only): MIRACLE-GRO ORGANIC CHOICE

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-12-05

Filing Date: 2005-12-30

Transformed into a National Application: No

Registration Date: 2006-12-05

Register: Principal

Law Office Assigned: LAW OFFICE 103

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-12-05

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizers for domestic use, potting soil, blood meal, and bone meal

Basis: 1(a)

First Use Date: 2003-03-31

First Use in Commerce Date: 2003-03-31

ADDITIONAL INFORMATION

Disclaimer: "ORGANIC"

Design Search Code(s):

05.03.08 - More than one leaf, including scattered leaves, bunches of leaves not attached to branches

05.05.25 - Daffodils; Iris (flower); Other flowers

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

Prior Registration Number(s):

1223038

2820953

2978064

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-12-05 - Registered - Principal Register

2006-09-19 - Published for opposition

2006-08-30 - Notice of publication

2006-07-26 - Law Office Publication Review Completed

2006-07-21 - Assigned To LIE

2006-07-13 - Approved for Pub - Principal Register (Initial exam)

2006-07-13 - Teas/Email Correspondence Entered

2006-07-10 - Communication received from applicant

Latest Status Info

2006-07-10 - TEAS Response to Office Action Received

2006-06-26 - Non-final action e-mailed

2006-06-26 - Non-Final Action Written

2006-06-23 - Assigned To Examiner

2006-01-06 - Notice Of Design Search Code Mailed

2006-01-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

SUSAN E. HOLLANDER, ESQ.

MANATT, PHELPS & PHILLIPS, LLP

1001 PAGE MILL RD BLDG 2

PALO ALTO, CA 94304-1020

Phone Number: 650-812-1300

Fax Number: 650-213-0260

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:34:28 ET

Serial Number: 78478917 Assignment Information Trademark Document Retrieval

Registration Number: 3182529

Mark



(words only): MIRACLE-GRO GARDEN SOIL TREES & SHRUBS

Standard Character claim: No

Current Status: Registered.

Date of Status: 2006-12-12

Filing Date: 2004-09-03

Transformed into a National Application: No

Registration Date: 2006-12-12

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2006-12-12

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

GARDEN SOIL, PLANTING SOIL, SOIL CONTAINING ADDITIVES, SOIL CONDITIONERS FOR AGRICULTURAL, DOMESTIC OR HORTICULTURAL USE AND FERTILIZERS FOR SOIL AND POTTING SOIL

Basis: 1(a)

First Use Date: 2005-02-01

First Use in Commerce Date: 2005-02-01

ADDITIONAL INFORMATION

Color(s) Claimed: The colors blue, green, red, yellow, white, black, pink and brown are claimed as a feature of the mark.

Description of Mark and Any Color Part(s): The top one-third of the bag appearing above and adjacent to the trademark "Miracle-Gro" is in blue, the wording "Grows Big Beautiful Trees & Shrubs Guaranteed" appears in yellow upon a red rectangular background and yellow outer edges, the trademark "Miracle-Gro" appears in white upon a black circle with a yellow outer edge and the color white emanates from the black outer edge of the circles, the wording "Garden Soil" is in black with a white background, the wording "Trees & Shrubs" are in white upon a blue background, the wording "Tierra Para El Jardin" is in red, the leaf appearing above the letter "I" in "Soil" is green and white, the predominant color in the background of the lower part of the drawing below the blue is in yellow and the partial circle running through "Miracle-Gro" on top of the drawing and below the woman gardening is in green, the flowers surrounding the woman gardening are in the colors yellow, pink, red, green, white and orange, the woman gardener is wearing a yellow hat, white dress, and has a brown face, the edge of the drawing on the left and right sides is in blue and the irregularly shaped lines appearing below the wording "Garden Soil" and "Flowers & Vegetables" are in green.

Disclaimer: GARDEN SOIL; TREES & SHRUBS; GROWS BIG BEAUTIFUL TREES & SHRUBS GUARANTEED, and TIERRA PARA EL JARDIN

Name Portrait Consent: The likeness in the mark identifies Lynn Grace a living individual whose consent is of record.

Translation: The English translation of "tierra para el jardin" is garden soil.

Design Search Code(s):

01.05.01 - Sun, rising or setting (partially exposed or partially obstructed); Sunrise

02.03.02 - Silhouettes of women; Women depicted as shadows or silhouettes of women

02.03.14 - Bonnets (women wearing); Women wearing bonnets

02.03.24 - Women, stylized, including women depicted in caricature form

05.01.25 - Cypress tree; Other trees or bushes; Willow tree

05.05.02 - Roses

05.05.25 - Daffodils; Iris (flower); Other flowers

05.11.04 - Tomatoes

05.11.25 - Artichokes; Asparagus; Avocados; Broccoli; Celery; Other vegetables; Turnips

07.11.09 - Brick walls; Fences (including barbed wire and chain link); Garden equipment, fencing; Gates; Walls

26.01.13 - Circles, two (not concentric); Two circles

26.01.21 - Circles that are totally or partially shaded.

26.11.07 - Rectangles with a decorative border, including scalloped, ruffled and zig-zag edges

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.20 - Rectangles inside one another

26.11.21 - Rectangles that are completely or partially shaded

Latest Status Info

26.11.25 - Rectangles with one or more curved sides

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Prior Registration Number(s):

688868

2515267

2822655

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2006-12-12 - Registered - Principal Register

2006-09-26 - Published for opposition

2006-09-06 - Notice of publication

2006-07-26 - Law Office Publication Review Completed

2006-07-26 - Assigned To LIE

2006-06-28 - Approved for Pub - Principal Register (Initial exam)

2006-06-27 - Amendment to Use approved

2006-06-06 - Teas/Email Correspondence Entered

2006-05-02 - Communication received from applicant

2006-06-06 - Amendment to use processing complete

2006-05-02 - Amendment to Use filed

2006-05-23 - Attorney Revoked And/Or Appointed

2006-05-23 - TEAS Revoke/Appoint Attorney Received

2006-05-23 - TEAS Change Of Correspondence Received

2006-05-02 - TEAS Amendment of Use Received

2006-04-24 - PAPER RECEIVED

2006-02-07 - Unresponsive/Duplicate Paper Received

2006-03-10 - Assigned To LIE

Latest Status Info

2006-02-07 - PAPER RECEIVED

2005-11-03 - Non-final action mailed

2005-11-03 - Non-Final Action Written

2005-10-13 - Amendment From Applicant Entered

2005-10-03 - Communication received from applicant

2005-10-03 - PAPER RECEIVED

2005-04-15 - Non-final action mailed

2005-04-15 - Non-Final Action Written

2005-04-13 - Assigned To Examiner

2005-03-31 - Assigned To Examiner

2004-09-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

Susan E. Hollander, Esq.

Manatt, Phelps & Phillips, LLP

1001 Page Mill Road, Bldg 2

Palo Alto CA 94304

Phone Number: 650-812-1300

Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:34:46 ET

Serial Number: 78478903 Assignment Information Trademark Document Retrieval

Registration Number: 3190987

Mark



(words only): MIRACLE-GRO GARDEN SOIL FLOWERS & VEGETABLES

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-01-02

Filing Date: 2004-09-03

Transformed into a National Application: No

Registration Date: 2007-01-02

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-01-02

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

GARDEN SOIL, PLANTING SOIL, SOIL CONTAINING ADDITIVES, SOIL CONDITIONERS FOR AGRICULTURAL, DOMESTIC OR HORTICULTURAL USE AND FERTILIZERS FOR SOIL AND POTTING SOIL

Basis: 1(a)

First Use Date: 2005-02-01

First Use in Commerce Date: 2005-02-01

ADDITIONAL INFORMATION

Color(s) Claimed: The colors green, red, yellow, white, black, pink, orange and brown are claimed as a feature of the mark.

Description of Mark and Any Color Part(s): The top one-third of the bag appearing above and adjacent to the trademark MIRACLE-GRO is in green, the wording GROWS PLANTS TWICE AS BIG AS TOPSOIL appears in yellow upon a red rectangular background and yellow outer edges, the trademark MIRACLE-GRO appears in white upon a black circle with a yellow outer edge and the color white emanates from the black outer edge of the circles, the wording "Garden Soil" is in black with a white background, the wording "Flowers & Vegetables" are in white upon a green background, the wording "Tierra Para El Jardin" is in red, the leaf appearing above the letter "I" in "Soil" is green and white, the predominant color in background of the lower part of the drawing below the green is in yellow and the partial circle running through MIRACLE-GRO on top of the drawing and below the woman gardening is in pink, the picket fence is white, the flowers directly behind the picket fence and the woman gardening are in the colors yellow, pink, red, green, white and orange, the woman gardener is wearing a brown hat, blue shirt, white pants, red shoes and has brown arms, the edge of the drawing on the left and right sides is in green as are the irregularly shaped lines appearing below the wording "Garden Soil" and "Flowers and Vegetables".

Disclaimer: GARDEN SOIL, FLOWERS & VEGETABLES, TOPSOIL and TIERRA PARA EL JARDIN

Name Portrait Consent: The likeness in the mark identifies Lynn Grace a living individual whose consent is of record.

Translation: The English translation of "tierra para el jardin" is garden soil.

Section 2(f), in part, as to "Grows Plants Twice As Big."

Design Search Code(s):

01.05.01 - Sun, rising or setting (partially exposed or partially obstructed); Sunrise

02.03.02 - Silhouettes of women; Women depicted as shadows or silhouettes of women

02.03.14 - Bonnets (women wearing); Women wearing bonnets

02.03.24 - Women, stylized, including women depicted in caricature form

05.05.02 - Roses

05.05.05 - Daisies

05.05.25 - Daffodils; Iris (flower); Other flowers

05.11.04 - Tomatoes

05.11.25 - Artichokes; Asparagus; Avocados; Broccoli; Celery; Other vegetables; Turnips

07.11.09 - Brick walls; Fences (including barbed wire and chain link); Garden equipment, fencing; Gates; Walls

26.01.13 - Circles, two (not concentric); Two circles

26.01.21 - Circles that are totally or partially shaded.

26.11.07 - Rectangles with a decorative border, including scalloped, ruffled and zig-zag edges

26.11.13 - Rectangles (exactly two rectangles); Two rectangles

26.11.20 - Rectangles inside one another

26.11.21 - Rectangles that are completely or partially shaded

26.11.25 - Rectangles with one or more curved sides

26.17.09 - Bands, curved; Bars, curved; Curved line(s), band(s) or bar(s); Lines, curved

Prior Registration Number(s):

688868

2515267

2822655

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-01-02 - Registered - Principal Register

2006-10-17 - Published for opposition

2006-09-27 - Notice of publication

2006-08-30 - Law Office Publication Review Completed

2006-07-14 - Approved for Pub - Principal Register (Initial exam)

2006-07-03 - Examiner's Amendment Entered

2006-06-29 - Assigned To LIE

2006-06-29 - EXAMINERS AMENDMENT E-MAILED

2006-06-29 - Examiners Amendment -Written

2006-06-27 - Amendment to Use approved

2006-06-06 - Amendment From Applicant Entered

2006-04-24 - Communication received from applicant

2006-06-06 - Teas/Email Correspondence Entered

2006-05-02 - Communication received from applicant

2006-06-02 - Amendment to use processing complete

2006-05-02 - Amendment to Use filed

2006-05-23 - Attorney Revoked And/Or Appointed

Latest Status Info

2006-05-23 - TEAS Revoke/Appoint Attorney Received
2006-05-23 - TEAS Change Of Correspondence Received
2006-05-02 - TEAS Amendment of Use Received
2006-04-24 - PAPER RECEIVED
2006-02-07 - Unresponsive/Duplicate Paper Received
2006-03-10 - Assigned To LIE
2006-02-07 - PAPER RECEIVED
2005-11-04 - Non-final action mailed
2005-11-03 - Non-Final Action Written
2005-10-13 - Amendment From Applicant Entered
2005-10-03 - Communication received from applicant
2005-10-03 - PAPER RECEIVED
2005-04-15 - Non-final action mailed
2005-04-14 - Non-Final Action Written
2005-03-31 - Assigned To Examiner
2004-09-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

Susan E. Hollander, Esq.
Manatt, Phelps & Phillips, LLP
1001 Page Mill Road, Bldg 2
Palo Alto CA 94304
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:35:15 ET

Serial Number: 76496457 Assignment Information Trademark Document Retrieval

Registration Number: 3233837

Mark



(words only): MIRACLE-GRO

Standard Character claim: No

Current Status: Registered.

Date of Status: 2007-04-24

Filing Date: 2003-03-04

Transformed into a National Application: No

Registration Date: 2007-04-24

Register: Principal

Law Office Assigned: LAW OFFICE 106

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2007-03-16

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd, Suite 2800
Los Angeles, CA 900676228
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

CHARCOAL FOR HORTICULTURAL PURPOSES AND FOR USE AS A SOIL CONDITIONER; PERLITE FOR HORTICULTURAL PURPOSES AND FOR USE AS A SOIL CONDITIONER

Basis: 1(a)

First Use Date: 2000-12-00

First Use in Commerce Date: 2000-12-00

ADDITIONAL INFORMATION

Description of Mark: The mark consists of the word "MIRACLE-GRO" in a bullseye logo with a green leaf dotting the "I" in "MIRACLE-GRO" and a yellow ring in the bullseye.

Design Search Code(s):

05.03.08 - More than one leaf, including scattered leaves, bunches of leaves not attached to branches

05.03.25 - Leaf, single; Other leaves

21.03.12 - Dart boards; Targets without crosshairs or alignment guides

26.01.17 - Circles, two concentric; Concentric circles, two; Two concentric circles

26.01.21 - Circles that are totally or partially shaded.

27.03.04 - Plants forming letters or numerals

Prior Registration Number(s):

668868

1051605

1223038

2345472

2525828

2580976

2601682

2618698

2618699

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2007-04-24 - Registered - Principal Register

2007-03-07 - Law Office Registration Review Completed

2007-03-07 - Assigned To LIE

Latest Status Info

2007-02-05 - Allowed for Registration - Principal Register (SOU accepted)

2007-01-23 - Statement of use processing complete

2006-11-16 - Amendment to Use filed

2006-11-16 - TEAS Statement of Use Received

2006-08-03 - Extension 5 granted

2006-07-06 - Extension 5 filed

2006-07-06 - TEAS Extension Received

2006-05-24 - Applicant/Correspondence Changes (Non-Responsive) Entered

2006-05-24 - TEAS Change Of Owner Address Received

2006-05-23 - Attorney Revoked And/Or Appointed

2006-05-23 - TEAS Revoke/Appoint Attorney Received

2006-05-24 - Extension 4 granted

2006-01-05 - Extension 4 filed

2006-05-23 - TEAS Change Of Correspondence Received

2006-02-07 - PAPER RECEIVED

2006-01-05 - TEAS Extension Received

2005-06-01 - Extension 3 granted

2005-05-13 - Extension 3 filed

2005-05-13 - TEAS Extension Received

2005-02-03 - Extension 2 granted

2005-01-17 - Extension 2 filed

2005-01-17 - TEAS Extension Received

2004-08-11 - Extension 1 granted

2004-07-27 - Extension 1 filed

2004-07-27 - TEAS Extension Received

2004-01-27 - Noa Mailed - SOU Required From Applicant

2003-11-04 - Published for opposition

Latest Status Info

2003-10-15 - Notice of publication

2003-09-02 - Approved for Pub - Principal Register (Initial exam)

2003-08-01 - Communication received from applicant

2003-08-01 - PAPER RECEIVED

2003-06-27 - Non-final action mailed

2003-06-25 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander

Correspondent

SUSAN E. HOLLANDER
MANATT, PHELPS & PHILLIPS, LLP
1001 PAGE MILL ROAD, BLDG. 2
PALO ALTO, CA 94304
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:35:47 ET

Serial Number: 77215022 Assignment Information

Trademark Document Retrieval

Registration Number: 3456832

Mark

MIRACLE-GRO

(words only): MIRACLE-GRO

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-07-01

Filing Date: 2007-06-25

Transformed into a National Application: No

Registration Date: 2008-07-01

Register: Principal

Law Office Assigned: LAW OFFICE 105

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-07-01

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 007**Class Status:** Active

composter machines and components thereof for recycling solid waste

Basis: 1(a)**First Use Date:** 2007-03-12**First Use in Commerce Date:** 2007-03-12

ADDITIONAL INFORMATION

Prior Registration Number(s):

2758533

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-07-01 - Registered - Principal Register

2008-04-15 - Published for opposition

2008-03-26 - Notice of publication

2008-03-12 - Law Office Publication Review Completed

2008-03-12 - Assigned To LIE

2008-02-20 - Approved for Pub - Principal Register (Initial exam)

2008-02-19 - Teas/Email Correspondence Entered

2008-02-19 - Communication received from applicant

2008-02-19 - TEAS Response to Office Action Received

2007-09-04 - Notification Of Non-Final Action E-Mailed

2007-09-04 - Non-final action e-mailed

2007-09-04 - Non-Final Action Written

2007-09-03 - Assigned To Examiner

Latest Status Info

2007-06-30 - Notice Of Pseudo Mark Mailed

2007-06-29 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq., Paul E. Thomas, Esq. and Gail I. Nevius Abbas, Esq.

Correspondent

SUSAN E. HOLLANDER, ESQ., PAUL E. THOMAS

MANATT, PHELPS & PHILLIPS, LLP

1001 PAGE MILL RD BLDG 2

PALO ALTO, CA 94304-1008

Phone Number: 650-812-1300

Fax Number: 650-213-0260

EXHIBIT E

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:53:55 ET

Serial Number: 73548581 Assignment Information Trademark Document Retrieval

Registration Number: 1378337

Mark (words only): EARTHGRO

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-01-15

Filing Date: 1985-07-17

Transformed into a National Application: No

Registration Date: 1986-01-14

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-06-03

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
SUITE 2800 10250 CONSTELLATION BLVD.
LOS ANGELES, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

TOP SOIL AND PEAT HUMUS

Basis: 1(a)

First Use Date: 1981-08-00

First Use in Commerce Date: 1981-08-00

<http://tarr.uspto.gov/tarr?regser=registration&entry=1378337&action=Request+Status>

06/15/2009

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-03 - Case File In TICRS

2006-01-15 - First renewal 10 year

2006-01-15 - Section 8 (10-year) accepted/ Section 9 granted

2006-01-12 - Assigned To Paralegal

2005-12-05 - Combined Section 8 (10-year)/Section 9 filed

2005-12-05 - PAPER RECEIVED

1992-04-13 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-01-10 - Section 8 (6-year) and Section 15 Filed

1986-01-14 - Registered - Principal Register

1985-10-22 - Published for opposition

1985-09-26 - Notice of publication

1985-09-06 - Approved for Pub - Principal Register (Initial exam)

1985-09-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

CORY M. AMRON

VORYS SATER SEYMOUR AND PEASE LLP

1825 L STREET N.W.

11TH FLOOR

WASHINGTON, DC 20036

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:54:17 ET

Serial Number: 73548582 Assignment Information Trademark Document Retrieval

Registration Number: 1378721

Mark (words only): EARTHGRO

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2006-01-15

Filing Date: 1985-07-17

Transformed into a National Application: No

Registration Date: 1986-01-21

Register: Principal

Law Office Assigned: (NOT AVAILABLE)

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-06-10

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
SUITE 2800 10250 CONSTELLATION BLVD.
LOS ANGELES, CA 90067
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

COW MANURE, COMPOSTED COW MANURE, DEHYDRATED COW MANURE, POTTING SOIL

Basis: 1(a)

First Use Date: 1981-08-00

First Use in Commerce Date: 1981-08-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-06-10 - Case File In TICRS

2006-01-15 - First renewal 10 year

2006-01-15 - Section 8 (10-year) accepted/ Section 9 granted

2006-01-12 - Assigned To Paralegal

2005-12-05 - Combined Section 8 (10-year)/Section 9 filed

2005-12-05 - PAPER RECEIVED

1992-04-27 - Section 8 (6-year) accepted & Section 15 acknowledged

1992-01-21 - Section 8 (6-year) and Section 15 Filed

1986-01-21 - Registered - Principal Register

1985-10-29 - Published for opposition

1985-10-01 - Notice of publication

1985-09-06 - Approved for Pub - Principal Register (Initial exam)

1985-09-05 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

CORY M. AMRON

VORYS SATER SEYMOUR AND PEASE LLP

1828 L STREET N.W., 11TH FLOOR

WASHINGTON, DC 20036

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:54:38 ET

Serial Number: 74248033 Assignment Information Trademark Document Retrieval

Registration Number: 1723116

Mark



(words only): EARTHGRO THE NATURAL CHOICE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-10-15

Filing Date: 1992-02-20

Transformed into a National Application: No

Registration Date: 1992-10-13

Register: Principal

Law Office Assigned: LAW OFFICE 13

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-03-14

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
100 WILSHIRE BLVD. SUITE 1230
SANTA MONICA, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

natural organic and mineral fertilizer for lawn and garden use, agricultural use and commercial use; cow manure, composted cow manure, dehydrated cow manure, potting soil and humus

Basis: 1(a)

First Use Date: 1991-09-01

First Use in Commerce Date: 1992-01-02

ADDITIONAL INFORMATION

Design Search Code(s):

01.07.25 - Globes, other

Prior Registration Number(s):

1378337

1378721

1403628

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-09 - Notice Of Design Search Code Mailed

2008-03-14 - Case File In TICRS

2003-10-15 - First renewal 10 year

2003-10-15 - Section 8 (10-year) accepted/ Section 9 granted

2002-07-24 - Combined Section 8 (10-year)/Section 9 filed

2003-09-29 - REINSTATED

2003-09-26 - FAX RECEIVED

2003-07-19 - Canceled Section 8 (10-year)/Expired Section 9

1998-02-07 - Section 8 (6-year) accepted & Section 15 acknowledged

1997-12-29 - Section 8 (6-year) and Section 15 Filed

Latest Status Info

1992-10-13 - Registered - Principal Register
1992-07-21 - Published for opposition
1992-06-19 - Notice of publication
1992-04-28 - Approved for Pub - Principal Register (Initial exam)
1992-04-16 - Examiner's amendment mailed
1992-04-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

CORY M AMRON
VORYS SATER SEYMOUR & PEASE LLP
1828 L STREET, N.W., 11TH FLOOR
WASHINGTON DC 20036

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:57:10 ET

Serial Number: 74248367 Assignment Information Trademark Document Retrieval

Registration Number: 1726060

Mark



(words only): EARTHGRO THE NATURAL CHOICE

Standard Character claim: No

Current Status: This registration has been renewed.

Date of Status: 2003-10-15

Filing Date: 1992-02-21

Transformed into a National Application: No

Registration Date: 1992-10-20

Register: Principal

Law Office Assigned: LAW OFFICE 13

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 40S -Scanning On Demand

Date In Location: 2008-03-18

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:

OMS INVESTMENTS, INC.
100 WILSHIRE BLVD. SUITE 1230
SANTA MONICA, CA 90401
United States

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

top soil

Basis: 1(a)

First Use Date: 1991-09-01

First Use in Commerce Date: 1992-01-02

ADDITIONAL INFORMATION

Design Search Code(s):

01.07.25 - Globes, other

Prior Registration Number(s):

1378337

1378721

1403628

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-10-09 - Notice Of Design Search Code And Pseudo Mark Mailed

2008-03-18 - Case File In TICRS

2003-10-15 - First renewal 10 year

2003-10-15 - Section 8 (10-year) accepted/ Section 9 granted

2002-07-24 - Combined Section 8 (10-year)/Section 9 filed

2003-09-29 - REINSTATED

2003-07-26 - Canceled Section 8 (10-year)/Expired Section 9

1998-01-30 - Section 8 (6-year) accepted & Section 15 acknowledged

1997-12-29 - Section 8 (6-year) and Section 15 Filed

1992-10-20 - Registered - Principal Register

1992-07-28 - Published for opposition

1992-06-26 - Notice of publication

1992-04-28 - Approved for Pub - Principal Register (Initial exam)

1992-04-16 - Examiner's amendment mailed

1992-04-15 - Assigned To Examiner

ATTORNEY/CORRESPONDENT INFORMATION

Correspondent

CORY M AMRON

VORYS SATER SEYMOUR AND PEASE LLP

1828 L STREET, N.W. 11TH FLOOR

WASHINGTON DC 20036

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:57:40 ET

Serial Number: 76653762 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

GARDEN GRO

(words only): GARDEN GRO

Standard Character claim: Yes

Current Status: A request for the third extension of time to file a statement of use has been granted.

Date of Status: 2009-04-29

Filing Date: 2006-01-19

The Notice of Allowance Date is: 2007-11-20

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 103

Attorney Assigned:
MORENO PAUL A

Current Location: 700 -Intent To Use Section

Date In Location: 2007-11-20

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS INVESTMENTS, INC.

Address:
OMS INVESTMENTS, INC.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Latest Status Info

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

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Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

Disclaimer: "GARDEN"

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-29 - Extension 3 granted

2009-04-29 - Extension 3 filed

2009-04-29 - TEAS Extension Received

2008-10-10 - Extension 2 granted

2008-10-10 - Extension 2 filed

2008-10-10 - TEAS Extension Received

2008-05-09 - Extension 1 granted

2008-05-09 - Extension 1 filed

2008-05-09 - TEAS Extension Received

2007-11-20 - Noa Mailed - SOU Required From Applicant

2007-08-28 - Published for opposition

2007-08-08 - Notice of publication

2007-05-21 - Law Office Publication Review Completed

Latest Status Info

2007-05-18 - Approved for Pub - Principal Register (Initial exam)

2007-01-24 - Assigned To Examiner

2007-01-24 - Amendment From Applicant Entered

2006-12-26 - Communication received from applicant

2007-01-24 - Assigned To LIE

2006-12-26 - PAPER RECEIVED

2006-06-27 - Attorney Revoked And/Or Appointed

2006-06-27 - TEAS Revoke/Appoint Attorney Received

2006-06-26 - Non-final action mailed

2006-06-23 - Non-Final Action Written

2006-06-23 - Assigned To Examiner

2006-02-04 - Application Filing Receipt Mailed

2006-01-31 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

Susan E. Hollander, Esq.

Manatt, Phelps & Phillips, LLP

1001 Page Mill Road, Bldg. 2

Palo Alto CA 94304

Phone Number: 650-812-1300

Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:58:03 ET

Serial Number: 77394176 Assignment Information Trademark Document Retrieval

Registration Number: 3498947

Mark

GARDEN-GRO

(words only): GARDEN-GRO

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-09-09

Filing Date: 2008-02-11

Transformed into a National Application: No

Registration Date: 2008-09-09

Register: Principal

Law Office Assigned: LAW OFFICE 107

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-09-09

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031**Class Status:** Active

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Basis: 1(a)**First Use Date:** 2008-02-09**First Use in Commerce Date:** 2008-02-09

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-09-09 - Registered - Principal Register

2008-06-24 - Published for opposition

2008-06-04 - Notice of publication

2008-05-21 - Law Office Publication Review Completed

2008-05-21 - Assigned To LIE

2008-05-21 - Approved for Pub - Principal Register (Initial exam)

2008-05-20 - Assigned To Examiner

2008-02-15 - Notice Of Pseudo Mark Mailed

2008-02-14 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Gail I. Nevius Abbas and Christine M. Klenk

CorrespondentSUSAN E. HOLLANDER, GAIL I. NEVIUS
MANATT, PHELPS & PHILLIPS, LLP

1001 PAGE MILL RD BLDG 2
PALO ALTO, CA 94304-1008
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:58:27 ET

Serial Number: 77341556 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

IT'S GRO TIME

(words only): IT'S GRO TIME

Standard Character claim: Yes

Current Status: A request for the first extension of time to file a statement of use has been granted.

Date of Status: 2008-12-03

Filing Date: 2007-11-30

The Notice of Allowance Date is: 2008-07-08

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 110

Attorney Assigned:
MANOR THOMAS M

Current Location: 700 -Intent To Use Section

Date In Location: 2008-07-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:
OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

<http://tarr.uspto.gov/tarr?regser=serial&entry=77341556&action=Request+Status>

06/15/2009

Legal Entity Type: Corporation**State or Country of Incorporation:** Delaware

GOODS AND/OR SERVICES

International Class: 001**Class Status:** Active

Fertilizers for domestic, agricultural and horticultural use; soil amendments, soil conditioners, and soil improving agents for domestic, agricultural and horticultural use; plant food; potting soil; planting soil; growing media for plants; humus; manure; peat; compost; and loam

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-12-03 - Extension 1 granted

2008-12-03 - Extension 1 filed

2008-12-03 - TEAS Extension Received

2008-07-08 - Noa Mailed - SOU Required From Applicant

2008-04-15 - Published for opposition

2008-03-26 - Notice of publication

2008-03-11 - Law Office Publication Review Completed

2008-03-11 - Assigned To LIE

2008-02-15 - Approved for Pub - Principal Register (Initial exam)

2008-02-11 - Assigned To Examiner

2007-12-06 - Notice Of Pseudo Mark Mailed

2007-12-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, esq.

Correspondent

SUSAN E. HOLLANDER, ESQ.
MANATT, PHELPS & PHILLIPS, LLP
1001 PAGE MILL RD BLDG 2
PALO ALTO, CA 94304-1008
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:59:16 ET

Serial Number: 77341562 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

IT'S GRO TIME

(words only): IT'S GRO TIME

Standard Character claim: Yes

Current Status: A request for the first extension of time to file a statement of use has been granted.

Date of Status: 2008-12-03

Filing Date: 2007-11-30

The Notice of Allowance Date is: 2008-07-08

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 110

Attorney Assigned:
MANOR THOMAS M

Current Location: 700 -Intent To Use Section

Date In Location: 2008-07-08

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

<http://tarr.uspto.gov/tarr?regser=serial&entry=77341562&action=Request+Status>

06/15/2009

Latest Status Info

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

Grass seed; grass products, namely, grass sod and grass plugs; top soil; mulch; raw bark; peat moss; combination of grass seed, fertilizer and mulch for the purpose of lawn repair; soil containing fertilizer; live plants

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-12-03 - Extension 1 granted

2008-12-03 - Extension 1 filed

2008-12-03 - TEAS Extension Received

2008-07-08 - Noa Mailed - SOU Required From Applicant

2008-04-15 - Published for opposition

2008-03-26 - Notice of publication

2008-03-11 - Law Office Publication Review Completed

2008-03-11 - Assigned To LIE

2008-02-15 - Approved for Pub - Principal Register (Initial exam)

2008-02-11 - Assigned To Examiner

2007-12-06 - Notice Of Pseudo Mark Mailed

2007-12-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, esq.

Correspondent

SUSAN E. HOLLANDER, ESQ.
MANATT, PHELPS & PHILLIPS, LLP
1001 PAGE MILL RD BLDG 2
PALO ALTO, CA 94304-1008
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 21:59:51 ET

Serial Number: 77341566 Assignment Information Trademark Document Retrieval

Registration Number: 3552933

Mark

IT'S GRO TIME

(words only): IT'S GRO TIME

Standard Character claim: Yes

Current Status: Registered.

Date of Status: 2008-12-30

Filing Date: 2007-11-30

Transformed into a National Application: No

Registration Date: 2008-12-30

Register: Principal

Law Office Assigned: LAW OFFICE 110

If you are the applicant or applicant's attorney and have questions about this file, please contact the Trademark Assistance Center at TrademarkAssistanceCenter@uspto.gov

Current Location: 650 -Publication And Issue Section

Date In Location: 2008-12-30

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Legal Entity Type: Corporation

Latest Status Info

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 044**Class Status:** Active

Providing advice and information on the subjects of gardening and lawn care and the use of products relating to gardening and lawn care, namely, plant foods, fertilizers, pesticides, herbicides, grass seed, potting mixes, soil, soil conditioners and amendments, mulches, and lawn and garden equipment; providing advice and information on the subjects of gardening and lawn care and the use of products relating to gardening and lawn care, namely, plant foods, fertilizers, pesticides, herbicides, grass seed, potting mixes, soil, soil conditioners and amendments, mulches, and lawn and garden equipment via the internet; providing in-store consulting services on the subjects of gardening and lawn care and the use of related products, namely, plant foods, fertilizers, pesticides, grass seed, potting mixes, soil, soil conditioners and amendments, mulches, and lawn and garden equipment; lawn, tree, and shrub care services; landscape gardening services; consulting services in the field of lawn, tree, and shrub care and landscape gardening

Basis: 1(a)**First Use Date:** 2008-02-00**First Use in Commerce Date:** 2008-02-00

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2008-12-30 - Registered - Principal Register

2008-10-14 - Published for opposition

2008-09-24 - Notice of publication

2008-09-09 - Law Office Publication Review Completed

2008-09-09 - Assigned To LIE

2008-08-29 - Approved for Pub - Principal Register (Initial exam)

2008-08-29 - Amendment to Use approved

2008-08-12 - Teas/Email Correspondence Entered

2008-08-11 - Communication received from applicant

2008-08-11 - TEAS Response to Office Action Received

Latest Status Info

2008-08-12 - Amendment to use processing complete
2008-08-12 - Amendment to Use filed
2008-08-11 - TEAS Amendment of Use Received
2008-02-11 - Notification Of Non-Final Action E-Mailed
2008-02-11 - Non-final action e-mailed
2008-02-11 - Non-Final Action Written
2008-02-11 - Assigned To Examiner
2007-12-06 - Notice Of Pseudo Mark Mailed
2007-12-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, esq.

Correspondent

SUSAN E. HOLLANDER, ESQ.
MANATT, PHELPS & PHILLIPS, LLP
1001 PAGE MILL RD BLDG 2
PALO ALTO, CA 94304-1008
Phone Number: 650-812-1300
Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:00:22 ET

Serial Number: 78795657 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

LET YOURSELF GRO

(words only): LET YOURSELF GRO

Standard Character claim: Yes

Current Status: A request for the fifth extension of time to file a statement of use has been granted.

Date of Status: 2009-04-29

Filing Date: 2006-01-20

The Notice of Allowance Date is: 2006-11-21

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 103

Attorney Assigned:
GRIFFIN JAMES

Current Location: 700 -Intent To Use Section

Date In Location: 2008-11-17

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:

OMS Investments, Inc.
10250 Constellation Blvd.
Los Angeles, CA 90067
United States

<http://tarr.uspto.gov/tarr?regser=serial&entry=78795657&action=Request+Status>

06/15/2009

Latest Status Info

Legal Entity Type: Corporation**State or Country of Incorporation:** Delaware

GOODS AND/OR SERVICES

International Class: 001**Class Status:** Active

Lawn and garden fertilizer, plant food, fertilizer in the form of spikes for houseplants, outdoor plants, trees and shrubbery; peat, compost, humus, loam and manure; potting soil, soil conditioners, soil amendments and growing media for plants all for domestic use

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 005**Class Status:** Active

Herbicides for domestic use

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 021**Class Status:** Active

Fertilizer mixers and sprayers attached to garden hoses

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 031**Class Status:** Active

Flower, vegetable, plant and grass seed; live plants

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)**International Class:** 044**Class Status:** Active

Providing information via the Internet on lawn care and landscape gardening, including how to use and apply fertilizers, herbicides, fungicides, insecticides, grass seed, flower seed, garden seeds, plant food, potting soil, soil conditioners and amendments and ground cover; providing information via the Internet on the use of equipment for the lawn and garden; providing advice and information via the Internet on flowers and their care

Basis: 1(b)**First Use Date:** (DATE NOT AVAILABLE)**First Use in Commerce Date:** (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-29 - Extension 5 granted

2009-04-29 - Extension 5 filed

2009-04-29 - TEAS Extension Received

2008-11-17 - Extension 4 granted

2008-11-14 - Extension 4 filed

2008-11-17 - Case Assigned To Intent To Use Paralegal

2008-11-14 - TEAS Extension Received

2008-05-09 - Extension 3 granted

2008-05-09 - Extension 3 filed

2008-05-09 - TEAS Extension Received

2007-11-13 - Extension 2 granted

2007-11-13 - Extension 2 filed

2007-11-13 - TEAS Extension Received

2007-04-05 - Extension 1 granted

2007-04-05 - Extension 1 filed

2007-04-05 - TEAS Extension Received

2006-11-21 - Noa Mailed - SOU Required From Applicant

2006-08-29 - Published for opposition

2006-08-09 - Notice of publication

2006-07-06 - Law Office Publication Review Completed

2006-06-30 - Assigned To LIE

2006-06-23 - Approved for Pub - Principal Register (Initial exam)

2006-06-23 - Examiner's Amendment Entered

2006-06-23 - Examiners amendment e-mailed

Latest Status Info

2006-06-23 - Examiners Amendment -Written

2006-06-23 - Assigned To Examiner

2006-05-23 - Attorney Revoked And/Or Appointed

2006-05-23 - TEAS Revoke/Appoint Attorney Received

2006-05-23 - TEAS Change Of Correspondence Received

2006-01-26 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

Susan E. Hollander, Esq.

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1001 Page Mill Road, Bldg 2

Palo Alto CA 94304

Phone Number: 650-812-1300

Fax Number: 650-213-0260

Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:00:46 ET

Serial Number: 77406779 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

PRO GRO

(words only): PRO GRO

Standard Character claim: Yes

Current Status: Opposition period completed, a Notice of Allowance has been issued.

Date of Status: 2009-04-07

Filing Date: 2008-02-26

The Notice of Allowance Date is: 2009-04-07

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 107

Attorney Assigned:
JACKSON STEVEN W

Current Location: 700 -Intent To Use Section

Date In Location: 2009-04-07

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, inc.

Address:
OMS Investments, inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

Latest Status Info

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 001

Class Status: Active

Fertilizers for domestic, agricultural and horticultural use; soil amendments, soil conditioners, and soil improving agents for domestic, agricultural and horticultural use; plant food; potting soil; planting soil; growing media for plants; humus; manure; peat; compost; and loam

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-04-07 - Noa Mailed - SOU Required From Applicant

2009-01-13 - Published for opposition

2008-12-24 - Notice of publication

2008-12-11 - Law Office Publication Review Completed

2008-12-11 - Assigned To LIE

2008-12-05 - Approved for Pub - Principal Register (Initial exam)

2008-11-25 - Teas/Email Correspondence Entered

2008-11-24 - Communication received from applicant

2008-11-24 - TEAS Response to Office Action Received

2008-05-22 - Notification Of Non-Final Action E-Mailed

2008-05-22 - Non-final action e-mailed

2008-05-22 - Non-Final Action Written

Latest Status Info

2008-05-20 - Assigned To Examiner

2008-03-04 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq., Gail I. Nevius Abbas, Esq. and Christine M. Klenk, Esq.

Correspondent

SUSAN E. HOLLANDER, ESQ., GAIL I. NEVIUS

MANATT, PHELPS & PHILLIPS, LLP

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Latest Status Info

Thank you for your request. Here are the latest results from the TARR web server.

This page was generated by the TARR system on 2009-06-15 22:01:08 ET

Serial Number: 77727569 Assignment Information Trademark Document Retrieval

Registration Number: (NOT AVAILABLE)

Mark

SLO-GRO

(words only): SLO-GRO

Standard Character claim: Yes

Current Status: Final review prior to publication has been completed, application will be published for opposition.

Date of Status: 2009-06-04

Filing Date: 2009-05-01

The Information will be/was published in the Official Gazette on 2009-07-07

Transformed into a National Application: No

Registration Date: (DATE NOT AVAILABLE)

Register: Principal

Law Office Assigned: LAW OFFICE 101

Attorney Assigned:
PEREZ STEVEN M

Current Location: 650 -Publication And Issue Section

Date In Location: 2009-06-04

LAST APPLICANT(S)/OWNER(S) OF RECORD

1. OMS Investments, Inc.

Address:
OMS Investments, Inc.
10250 Constellation Blvd., Suite 2800
Los Angeles, CA 90067
United States

<http://tarr.uspto.gov/tarr?regser=serial&entry=77727569&action=Request+Status>

06/15/2009

Legal Entity Type: Corporation

State or Country of Incorporation: Delaware

GOODS AND/OR SERVICES

International Class: 031

Class Status: Active

Grass seed

Basis: 1(b)

First Use Date: (DATE NOT AVAILABLE)

First Use in Commerce Date: (DATE NOT AVAILABLE)

ADDITIONAL INFORMATION

(NOT AVAILABLE)

MADRID PROTOCOL INFORMATION

(NOT AVAILABLE)

PROSECUTION HISTORY

NOTE: To view any document referenced below, click on the link to "Trademark Document Retrieval" shown near the top of this page.

2009-06-04 - Law Office Publication Review Completed

2009-06-03 - Assigned To LIE

2009-06-03 - Approved for Pub - Principal Register (Initial exam)

2009-06-01 - Assigned To Examiner

2009-05-06 - Notice Of Pseudo Mark Mailed

2009-05-05 - New Application Office Supplied Data Entered In Tram

2009-05-05 - New Application Entered In Tram

ATTORNEY/CORRESPONDENT INFORMATION

Attorney of Record

Susan E. Hollander, Esq.

Correspondent

SUSAN E. HOLLANDER, ESQ.

MANATT, PHELPS & PHILLIPS, LLP

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